

**TOWN
OF
MIDDLEBOROUGH
ANNUAL REPORT 2012**

Front Cover: Town of Middleborough Soule Farm

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**ANNUAL REPORT
OF THE
TOWN OF MIDDLEBOROUGH
MASSACHUSETTS**



FOR THE YEAR ENDING DECEMBER 31, 2012

“CRANBERRY CAPITAL OF THE WORLD”

343 YEARS OF PROGRESS

IN MEMORIAM

Of Those Who Served the Town

**Margaret Carroll - 1/1/2012
School Department**

**Alan Lindsay – 1/21/2012
School Department**

**Jacquelin Benson – 2/15/2012
Gas & Electric Department**

**Lisa Rizzo – 2/25/2012
School Department**

**Thomas Rogers – 3/12/2012
Fire Department**

**David Kee – 3/19/2012
School Department**

**Ernest Bigelow – 3/30/2012
Parks Department**

**Richard Flood – 3/31/2012
School Department**

**Helen Hegarty- 4/17/2012
School Department**

**Dorothy Teceno – 5/8/2012
School Department**

**Charles McCrillis – 5/12/2012
Gas & Electric Department**

**Elizabeth Roht – 6/10/2012
School Department**

**Walter Adamiec – 7/7/2012
Building Department**

**Harriet Maguire – 7/18/2012
School Department**

**Robert Welch – 8/17/2012
School Department**

**Winifred Hegarty – 11/14/2012
School Department**

**Donald Benson – 11/17/2012
Department of Public Works**

**Charles Thomas – 12/18/2012
Department of Public Works**

MIDDLEBOROUGH, MASSACHUSETTS

General Information

Elevation – 100 feet above sea level
Settled - 1660
Incorporated - 1669
Population – 23,248
Area – 70 square miles
Number of Dwellings – 6,609
Municipal Owned – Water, Sewer, Gas & Electric Light Plant
Full Staffed Fire and Police Departments
Schools Accredited
Recreation– Swimming, Tennis, Playgrounds, Annual Canoe Race
Wareham Street Dam and Fishway/Nemasket River - Herring Viewing (April)

Principal Industries

Cranberries/Sweetened Dried Cranberries
Distribution
Diversified Products
Landscape Products

Location

38 miles from Boston 22 miles from New Bedford
30 miles from Providence, Rhode Island

On Routes 44 East to Plymouth and Route 44 West to Taunton and Providence, Rhode Island
On Routes 28 and I-495 South to Cape Cod and Route 28 North to Brockton
On Route 79 South to Fall River, Route 18 South to New Bedford and Route 18 North to Braintree
On Route 105 South to Marion/Mattapoisett and Route 105 North to Halifax

WHERE TO CALL FOR SERVICE

Animal Control Officer	Dog Pound	946-2455
	or Police Station	947-1212
Animal Inspector	Health Department	946-2408
Bills and Accounts	Town Accountant	946-2313
Birth Certificates	Town Clerk	946-2415
Building Permits	Building Inspector	946-2426
Burial Permits	Town Clerk	946-2415
Business Certificates	Town Clerk	946-2415
Business & Industrial Commission	Town Manager	947-0928
Civil Defense	Fire Department	946-2461
Conservation Commission	Conservation Agent	946-2406
Commission on Disability	Town Clerk	946-2415
Death Certificates	Town Clerk	946-2415
Department of Public Works	Highway Department	946-2480
Dog Licenses	Town Clerk	946-2415
Economic & Community Developmt.	Main Number	946-2402
Elections	Town Clerk	946-2415
Elderly Services	Council on Aging	946-2490
Employment	Town Manager	947-0928
Entertainment Licenses	Town Clerk	946-2415
Fuel Oil Storage	Fire Department	946-2461
Health	Health Department	946-2408
Library	Public Library	946-2470
Licenses	Town Clerk	946-2415
Light & Power	Gas & Electric Department	947-1371
Marriage Certificates	Town Clerk	946-2415
Middleborough Housing	Housing Authority	947-3824
Milk Inspector	Health Department	946-2408
Playground	Park Department	946-2440
Plumbing/Gas Permits	Plumbing/Gas Inspector	946-2426
Public Health Nurse	Health Department	946-2408
Purchasing	Town Manager	947-0928
Refuse & Garbage Collection	Highway Superintendent	946-2480
Road Opening Permits	Building Inspector	946-2426
Schools	School Department	946-2000
Selectmen	Selectmen's Office	946-2405
Sewer Permits	Sewer Department	946-2485
	or Plumbing Inspector	946-2426
Tax Assessments	Assessors	946-2410
Tax Collections	Tax Collector	946-2420
Town Planner	Planner's Office	946-2425
Veteran's Benefits	Veteran's Agent	946-2407
Trees	Tree Warden	946-2480
Voting and Registration	Town Clerk	946-2415
Water Department	Wareham Street	946-2482
Weights & Measures	Sealer	947-8461
Wiring Permits	Wiring Inspector	946-2426
Zoning	Board of Appeals	947-4095

PUBLIC OFFICIALS

Town Manager

Charles J. Cristello

Assistant to the Town Manager

Caroline Sabalewski LaCroix

Assessor

Barbara Erickson

Building Commissioner/Fence Viewer

Robert J. Whalen

Inspector of Wires

Bill Gazza

Alternate Inspector of Wires

John Hogan

Plumbing and Gas Inspector

Jay Catalano

Alternate Plumbing and Gas Inspector

Charles Pina

Conservation Agent

Patricia Cassady

Constables

Karen A. Blair

Margaret C. Carey

James A. Carey

Joseph R. Gallant

Rae A. Costa

Dana L. Galant

Robert Perry

Arthur H. Blair III

Council on Aging, Director

Andrea M. Priest

DPW Director/Tree Warden/

Moth Superintendent

Andrew P. Bagas

Water Superintendent

Joseph Silva

Wastewater Superintendent

Todd Goldman

Economic and Community Development

Jane Kudcey

Fire Chief

Lance M. Benjamino

Assistant to the Fire Chief

Diane Henault

General Manager, Gas & Electric Dept.

John Granahan (8/7/12)

Jacqueline L. Crowley (Interim

General Manager (8/8/12)

Health Officer

Jeanne Spalding, CHO

Animal Inspector

Jessica Gardner

Dog Officer/Animal Shelter

Jayson Tracey

Health Inspector

Catherine Hassett

Public Health Nurses

Joan Stone, R.N.

Nurse's Aide

Ana Braddock

Housing Authority

Josephine Ruthwicz

Information Technology, Director

Roger Brunelle (10/12)

Librarian

Danielle Bowker

Police Chief/Keeper of the Lockup

Bruce D. Gates

Agent for Liquor Establishment

Bruce D. Gates

Regular Police Officers

Assistant to the Police Chief

Irene C. Hudson

Planning Director

Ruth McCawley Geoffroy

Sealer of Weights and Measures

Charles Norvish

Selectmen, Confidential Secretary

Jacqueline Shanley

Superintendent of Parks

Fran Cass

Superintendent of Schools

Michael Malone (6/12)

Roseli Weiss (7/12)

Technology Systems Administrator

Ellen Driscoll (10/12)

Town Accountant

Steven Dooney

Town Clerk

Allison J. Ferreira

Town Counsel

Daniel F. Murray, Esq.

Treasurer/Collector of Taxes/

Trustee, Ethel M. Delano Fund and M.L.H.P. Luxury Fund

Judy M. MacDonald

Veterans' Agent/Agent for Veterans' Graves

Paul Provencher

ELECTED OFFICIALS

Board of Selectmen

Alfred Rullo, Chairman	Term Expires 2013
Allin John Frawley, Vice Chairman	Term Expires 2014
Stephen J. McKinnon	Term Expires 2015
Ben Wilson Burns Quelle	Term Expires 2014
Steven P. Spataro	Term Expires 2013

Gas & Electric Commissioners

John F. Healey, Chairman	Term Expires 2015
Glenn F. Montapert	Term Expires 2015
Thomas E. Murphy	Term Expires 2013
Joseph M. Ranahan	Term Expires 2014
Michael Solimini	Term Expires 2013

School Committee

Sara Adams Mycock Cederholm, Chairman	Term Expires 2013
Tobey L. Eugenio	Term Expires 2015
Gregory D. Thomas	Term Expires 2015
Richard C. Gillis	Term Expires 2014
Brian P. Giovanoni	Term Expires 2014
Michael A. Pilla, Jr.	Term Expires 2013

Board of Assessors

Anthony F. Freitas, Jr., Chairman	Term Expires 2013
Diane A. Maddigan, Clerk	Term Expires 2014
Paula M. Burdick	Term Expires 2015

Town Moderator

Wayne C. Perkins	Term Expires 2015
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Finance Committee

Richard J. Pavadore, Chairman	Term Expires 2014
Leilani Dalpe, Vice-Chairman	Term Expires 2013
Donald L. Baldwin, III, Secretary	Term Expires 2015
Suzanne M. Dube	Term Expires 2014
Peter LePage	Term Expires 2015
Diane C. Stewart	Term Expires 2013
Anastas J. Velantzas	Term Expires 2015

Planning Board

Michael LaBonte, Chairman	Term Expires 2017
William B. Garceau	Term Expires 2014
David J. Maddigan, Jr.	Term Expires 2013
Peter A. Reynolds	Term Expires 2016
Donald Edward Swarce	Term Expires 2015

Park Commissioners

William J. Ferdinand, Chairman	Term Expires 2013
Garrett D. Perry	Term Expires 2015
David K. Thomas	Term Expires 2015
Cheryl A. Leonard	Term Expires 2014
Glen W. Lydon	Term Expires 2014
Fran Cass, Park Superintendent	

Housing Authority

Arlene R. Dickens, Chairperson	Term Expires 2014
Roger A. Clark, Vice-Chairperson	Term Expires 2015
Edward J. Medeiros, Treasurer	Term Expires 2016
Buddy D. Chilcot	Term Expires 2013
Thomas White, State Appointee	Term Expires 2016

STATE REPRESENTATIVE PCT 1 & 5

Thomas Calter

STATE REPRESENTATIVE PCT 2 & 4

Stephen Canessa (resigned June 27, 2011)
Keiko Orrall (elected/sworn in October 6, 2011)

STATE REPRESENTATIVE PCT 3 & 6

William Straus

STATE SENATOR

Marc Pacheco

REPRESENTATIVE IN CONGRESS

Barney Frank

APPOINTED OFFICIALS

Zoning Board of Appeals (MGL Chapter 41 Section 81Z) (Appointed by Board of Selectmen)

Bruce G. Atwood, Chairman	Term Expires 2014
Dr. Edward Braun, Vice Chairman	Term Expires 2014
Joseph Freitas, Jr.	Term Expires 2015
Norman Diegoli	Term Expires 2016
Dorothy Pulsifer	Term Expires 2013
Liz Elgosin, 1 st alternate	Term Expires 2014
Eric Priestly, 2 nd alternate	Term Expires 2016
Darrin CeGrazia, 3 rd alternate	Term Expires 2015
Tammy Mendes, Clerk	

Conservation Commission (MGL Chapter 40 Section 8C, ATM 3/12/62) (Appointed by Town Manager)

Ronald Burgess – Chairman	Term Expires 2014
Steven Ventresca – 1 st Co-Vice Chairman	Term Expires 2013
D. Jeffrey Erickson, 2 nd Co-Vice Chairman	Term Expires 2015
Deborah Kirsch	Term Expires 2013
Lauren Bell	Term Expires 2015
John J. Medeiros	Term Expires 2013
Janet Miller	Term Expires 2013
Phyllis Barbato, Clerk	

Bristol-Plymouth Regional School District

Ronald H. Schmidt	Term Expires 2012
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SRPEDD Commission Stephen McKinnon and Ruth Geoffroy

SRPEDD Joint Transportation Planning Group Charles J. Cristello and Ruth Geoffroy

Southeastern Massachusetts Commuter Rail Task Force Ruth Geoffroy

Library Trustees
(Charter, Chapter 592 Acts 1920)
(Appointed by Board of Selectmen)

James Okolita, President	Term Expires 2014
Eleanor Osborne, Vice President	Term Expires 2013
Maryanna Abren, Secretary	Term Expires 2015
Edward Pratt, Treasurer	Term Expires 2013
Keith MacDonald	Term Expires 2013
Nancy Ockers	Term Expires 2015
John Knowlton	Term Expires 2014
George Davey	Term Expires 2015
Sara Cederholm	Term Expires 2014

Agricultural Commission
(STM 9/23/02, Article 7)
(Appointed by Board of Selectmen)

Patricia Farrington, Chairman	Deceased
Louise Cowan, Vice Chairman	Term Expires 2014
Connie Miller, Secretary	Term Expires 2013
Butch Bell	Term Expires 2015
Nancy Parks, Alternate	Term Expires 2014

Assawompset Pond Complex Members Management Team
Joseph Freitas

Business & Industrial Commission
(MGL Chapter 40 Section 8A)
(Appointed by Town Manager)

Sarah Jigerjian, Chairman	Wilfred Duphily, Jr.	Joseph Runci
Anders Martenson	George Stetson	Neil Rosenthal
Harold Atkins	Norman Diegoli	Jack Sperry
	George Chase	

Associate Members

Edward Beaulieu	Greg Stevens	John Davidson
Anna Nalevanko		

Industrial Development Finance Authority
Harold Atkins, Chairman

Council on Aging
(MGL Chapter 495 Acts of 1956 and MGL Chapter 376
Acts of 1959, Town Meeting 3/66, Article 13)
(Appointed by Board of Selectmen)

Sarah Jigerjian	Term Expires 2013
Linda "Sim" Bullard	Term Expires 2013
Annette Holmes	Term Expires 2014
Anders Martenson, Jr.	Term Expires 2015
Marilyn Chammas	Term Expires 2015
Barbara Chadwick	Term Expires 2015
Betty Murphy	Term Expires 2015
Geoffrey Hebert	Term Expires 2013
Arthur Turcotte	Term Expires 2013
James Waite	Term Expires 2013
Andrea Priest, Director	

Old Colony Elderly Services, Inc.

Annette P. Holmes, Delegate	Andrea Priest, Member-at-Large
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Area Agency on Aging

Sarah Jigerjian , Delegate	Andrea Priest, Alternate
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Emergency Medical Services Committee
(STM 6/6/96)

(Appointed by Town Moderator)

Gene Turney, Chairman	Term Expires 2014
Tom White	Term Expires 2014
Robert Silva	Term Expires 2014
Jerry Bardwell	Term Expires 2014
Allin Frawley	Term Expires 2014

Capital Planning Committee
(MGL Chapter 41 Section 106B, ATM 6/18/13)
(Appointed by Town Moderator)

Stephen D. Morris, Chairman	Term Expires 2014
Lincoln Andrews	Term Expires 2015
Anders Martenson, Jr.	Term Expires 2015
Neil Rosenthal	Term Expires 2013
Allin Frawley	Board of Selectmen designee
Diane Stewart	Finance Committee designee
Charles J. Cristello, Town Manager	

**Middleborough/Lakeville Herring Fishery Committee
Wardens
(Charter, Chapter 592, Acts 1920, amended 6/13/95)
(Appointed by Board of Selectmen)**

David Cavanaugh, Chairman	Term Expires 2014
David Lemmo, Vice-Chairman	Term Expires 2013
Ronald Burgess, Secretary	Term Expires 2015
Sargent Johnson	Term Expires 2013
William Orphan	Term Expires 2014
Thomas Barron	Term Expires 2015
Bryant Marshall	Term Expires 2015

Volunteer Observers

Harold Atkins	Term Expires 2013
Kristen Chin	Term Expires 2013
Luke Leonard	Term Expires 2013
Allin Frawley	Term Expires 2013
Sylvester Zienkiewicz	Term Expires 2013
Cynthia Gendron	Term Expires 2013

**Commission on Disability
(MGL Chapter 40, Section 8J, STM 6/14/93)
(Appointed by Board of Selectmen)**

Carolyn Gravelin, Chairman	Term Expires 2014
Allison J. Ferreira, Secretary	
Judith Bigelow-Costa	Term Expires 2015
Alan Edwards	Resigned 2012
Laura O'Connor	Term Expires 2013
Michelle McClellan	Term Expires 2013

**ADA Coordinator
Charles J. Cristello**

**Historical Commission
(MGL Chapter 40 Section 8D)
(Appointed by Town Manager)**

Jane Lopes, Chairman	Term Expires 2015
Michael Maddigan	Term Expires 2014
Joseph Freitas, Jr.	Term Expires 2014
Leslie Corsini-Hebert	Term Expires 2015
Kristopher Belken	Term Expires 2015
J. Thomas Dexter	Term Expires 2013
Wayne Perkins	Term Expires 2014
Dennis E. Foye, Associate	
Christopher Wainwright, Associate	

**Cultural Council
(MGL Chapter 10 Section 35C)
(Appointed by Board of Selectmen)**

Barbara Chadwick	Term Expires 2015
Claire Cole	Term Expires 2016
Deborah Hurley, Treasurer	Term Expires 2014
Margaret Holzmer	Term Expires 2014
Donna Ciappina	Term Expires 2017
Maryann Cunningham	Term Expires 2018
Eleanor DeAngelis	Term Expires 2017
Mary Cole	Term Expires 2018
Liza French	Term Expires 2015
Ryan Brogna	Term Expires 2018
Arlyn White	Term Expires 2015

**Permanent Cable Committee
(STM 2/97, name changed 1/3/00)
(Appointed by Board of Selectmen)**

Robert W. Silva, Chairman	Term Expires 2015
Kevin Franzosa	Term Expires 2014
Mark Mobley	Term Expires 2013
Robert Denise	Term Expires 2014
Stephen Callahan	Term Expires 2015
Adam Pelletier	Term Expires 2013
Maureen Candito	Term Expires 2014
Ellen Driscoll, Technical Services Administrator	Term Expires 2015
Charles Cristello, Town Manager	Term Expires 2013

**Weston Forest Committee
(Appointed by Board of Selectmen)**

Robert Lessard, Chairman
Rick Casieri, Vice Chairman
Robert Luckraft, Secretary
Harry Pickering, Treasurer
Tim Reed
Nancy Kitchen, Alternate

**Water/Wastewater Feasibility Study Committee
(2005)
(Appointed by Board of Selectmen)**

Tom White, Chairman
Tracie Craig
Jack Hamm
Douglas Kirk
Kevin Murphy, Sr.
Richard Rebell
Patrick Rogers

**Police Station Building Committee
(STM 6/7/04, Article 11)
(Appointed by Town Moderator)**

Bruce Gates, Chairman
Jane Lopes, Secretary
Norman Brown
Roger Brunelle (retired)
Neil Rosenthal
Frederick Eays
Charles J. Cristello
John Winnett
Edward Medeiros
David Mackiewicz
Alfred Rullo

**DPW Building Study Committee
(STM 6/7/04, Article 13)
(Appointed by Town Moderator)**

Stephen McKinnon
Thomas White
Thomas Dexter
Andrew Bagas
Tracy Moquin
Charles J. Cristello
Ed Barbato
Joseph Mandile

**Citizens Environmental Health Impact Committee
(ATM 6/4/07, STM 11/05/07 Article 26 name changed)
(Appointed by Town Moderator)**

Citizens-at-Large:	
Perry Little, Vice Chairman	Term Expires 2014
Susan Beaulieu, Secretary	Term Expires 2014
Catherine MacDonald	Term Expires 2015
Conservation Commission Representative: John J. Medeiros	Term Expires 2013
Board of Health Representative: Ben Quelle	Term Expires 2013
Board of Selectmen Representative: Allin Frawley	Term Expires 2013

**Resort Advisory Committee
(ATM 5/21/07 Article 1)
(Appointed by Town Moderator)**

Eric Cederholm, Chair
Neil Rosenthal
Barbara Frappier
Colleen Lieb
Regina Moriarty
Kyle MacPherson
David Thomas
Don Triner
David Cassady
Ed Beaulieu
Brian Giovanoni (resigned)
Nancy Ockers (resigned)

**Green Energy Committee
(2008)
(Appointed by Board of Selectmen)**

Jeffrey Stevens, Chair	Term Expires 2014
Stephen Bonfiglioli	Term Expires 2013
Charles Chace	Term Expires 2015
Juli Gould	Term Expires 2015
Brian Kowalski	Term Expires 2014

**Community Preservation Committee
(MGL Chapter 44B, section 5, ATM 6/6/11 Article 23)
(Citizen-at-large appointments by Board of Selectmen)**

Jane Lopes, Chair, Historical Commission representative	Term Expires 2014
Josephine Ruthwicz, Clerk, Housing Authority representative	Term Expires 2014
David Maddigan, Planning Board representative	Term Expires 2013
Lauren Bell, Conservation Commission representative	Term Expires 2014
David Thomas, Park Commission representative	Term Expires 2015
Michael Maddigan, Citizen-at-large representative	Term Expires 2013
Ted Eayrs, Citizen-at-large representative	Term Expires 2013
Mark Belanger, Citizen-at-large representative	Term Expires 2015
Maureen Franco, Citizen-at-large representative	Term Expires 2015

REPORT OF THE BOARD OF SELECTMEN

Last year's report predicted another year of financial challenges. We are happy to report 2012 appears to have stabilized. This allowed us to maintain current staffing levels and to avoid further reductions. These financial conditions allowed the Town to make progress on other needs such as maintenance and required capital re-investment. Therefore, we are happy to report that the Town continues its march forward toward financial stability and improved quality of life issues for the residents of Middleborough.

The year 2012 provided a substantial free cash position due to a \$1.3M savings in health insurance and a mild winter. The savings in health insurance was generated by a change in our plan descriptions and a wellness program initiated by our Town Manager. Implementation of these changes were made easier as a result of acceptance by all bargaining groups within the Town. The free cash was used to increase our stabilization fund by \$1M and to assist in the funding needed for capital improvements.

In addition to improved financial conditions, the Town has made progress on other important issues:

We have signed agreements with all of our collective bargaining units through June 30, 2013. The most significant issue negotiated was health insurance. This item will save the Town \$1.3M over the next year.

With the help of the Solid Waste Task Force and the Town Manager, the Town was successful in negotiating a new contract with Waste Management for the disposal of our solid waste. The current contract with SEMASS is due to expire in 2016. We currently have a very favorable rate with SEMASS of \$21 per ton, but after a long period of negotiations, we were unable to get them to improve their proposal of \$61 which clearly was unacceptable. The new contract with Waste Management will allow for disposal of our solid waste at the Middleborough landfill at approximately \$21 per ton for the next fifteen years. This will result in a very substantial savings and insure that the life of the landfill will remain for the same period.

The five year capital planning process continued and was supported by the Board and Town Meeting which approved funding of approximately \$1M for the second year. The Board views this process as an important part on the path to financial stability. It is important for future Boards and Town Meeting to continue its support in order to avoid large unplanned expenditures and to maintain the Town's investment in its capital assets.

The Board and other Town officials have continued to put pressure on State and Federal officials to fix the congestion at the Middleborough rotary circle. Two plans have been developed one by the State and the other by the Town. The two plans were presented to Middleborough and Lakeville for comment. Both plans include a fly-over for Rt44 and both plans allow access to all local roads. The primary difference is that the State plan does not allow direct access for local traffic to Rt44 west. Financially, the State plan is about \$13M lower in cost and it could be the overriding issue. We will continue to keep you informed on the status of this project.

The Town completed the implementation of combining the I.T. function for the Town and the school department under one I.T. Director. This re-organization allowed the Town to add an additional technical position and still saved \$50K per year. The primary reason for this change was to develop a unified technology strategy for the school and general government moving forward. The Board would like to thank our former I.T. Director Roger Brunelle, for his years of service and wish him well during his retirement.

The Board, acting as Water and Wastewater Commissioners continued to implement the long-term improvement plans required for water and waste-water infrastructure. We must continue to implement the strategy for annual increases in rates to insure that we will have the resources required for a new Wastewater Treatment plant to meet the new requirements for lower Nitrogen and Phosphorous content in discharges. The increases are also needed to continue to develop new well sites, treatment, and storage facilities required for our water infrastructure. The reserve balances in these two enterprise accounts are increasing at the predicted levels to insure that these projects will be adequately funded.

The Board cautions that although significant progress has been made in the Town's financial position, we must be ever vigilant and prudent. Our biggest financial challenge remains unfunded post-retirement benefits, including health and pension. The Town should continue to reduce the unfunded health benefits through continued plan design changes and push our State Representatives for meaningful pension reform.

In conclusion, the Board extends its sincere thanks to all of the Town's department heads, employees, and volunteers, including the School department and G&E, for their continued work in providing the services which make us all proud to live in our Town.

A special thanks to our Confidential Secretary, Jackie Shanley, and our Town Manager, Charles Cristello, for all they do to keep this Board informed and prepared. Clearly, the most important member of Town government is you, and the one deserving our greatest thanks, the Citizens of Middleborough. This Board wants to thank you for your participation, ideas, and criticism, because without you, the decision making process would not be robust enough to insure an appropriate result. It has been an honor to serve you this year.

Respectfully submitted,

Alfred P. Rullo Jr., Chairman
Allin Frawley, Vice Chairman
Steve Spataro
Ben Quelle
Stephen J. McKinnon

REPORT OF THE TOWN MANAGER

I am pleased to submit my fifth report to the citizens of Middleborough.

Health care has been and continues to be a major focus of my attention. The year began on a high note as the Town of Middleborough received two awards from the Massachusetts Interlocal Insurance Association (MIIA) for its wellness activities. The Town received the Best Newcomer in Wellness and the Excellence in Loss Control awards at the MIIA Annual Meeting in January. In April we were also recognized by Blue Cross Blue Shield of Massachusetts with its annual Municipal Innovation Award. The award was given in honor of the efforts made on behalf of the employees and taxpayers of the Town of Middleborough to improve members' health and to address rising costs through innovative practices. In September MIIA selected Middleborough to be one of only two communities in the state to offer its employees an enhanced wellness program called WellPower. WellPower is a collaboration between MIIA, Middleborough, and Blue Cross Blue Shield designed to bring health care costs down by fostering healthier lifestyles. As part of this three year effort we will be examining data reports that identify opportunities to improve health and health care utilization and engage employees and their spouses in health and wellness programs targeted at the specific cost drivers we have identified.

In the summer we reached a very advantageous agreement with Waste Management to dispose of our trash at the Middleborough Landfill after our contact with SEMASS expires in 2016. The Town had been engaged in negotiations with SEMASS for the past several years on a successor agreement, first individually, and then more recently through the Cape Cod Commission, which organized many of the original SEMASS towns in order to negotiate a better agreement. Waste Management, which has been managing our landfill under contract since 2009, approached the Town in the summer to propose an expansion of the landfill by reconfiguring the original landfill design. The Solid Waste Task Force, which I had set up to analyze and make recommendations on the SEMASS proposals, met with Waste Management over the summer to evaluate their proposal and to see if the Town's future solid waste needs could also be addressed. The agreement, which was signed by the Selectmen and ratified by Town Meeting in October, gives us 6000 free tons (an increase of 540) and sets a rate of \$25 per ton for the next 4000 tons. By way of comparison the initial SEMASS proposal would have cost us \$67 per ton in 2016. The agreement also increases the royalty paid to the Town by Waste Management. Waste Management will be able to increase their maximum annual tonnage from 39,785 to 60,000. However, due to the redesign the operating life of the landfill will be extended from 2028 to 2031. I want to recognize and thank the members of the Solid Waste Task Force for their excellent work in negotiating the agreement: Lincoln Andrews, Bruce Atwood, Suzanne Dube, Steven Morris, Neil Rosenthal, and Selectman Alfred Rullo.

We received more good news about the Town's finances from the rating agency Standard and Poor's in August. They performed a financial surveillance review and affirmed the Town's AA- bond rating with a stable outlook. They also revised the Town's Financial Management Assessment from "Standard" to "Good" which recognizes our recent efforts to balance budgets and build reserves. I want to thank Treasurer/Collector Judy MacDonald for the great job she does presenting Middleborough to the ratings agencies.

Very little progress was made on the redesign of the Middleborough Rotary in 2012. Unfortunately, the lack of movement on improvements is impeding further development in the rotary area. The Mass DOT fly-over concept includes closing access to Route 44 west at the rotary and routing traffic south to the Route 18 interchange. Traffic would then have to travel north on Route 495 to the Route 44 interchange in order to proceed on Route 44 west. Gary McNaughton of McMahon Associates, the town's consulting engineer for traffic, has proposed an alternative that would keep the rotary open and dedicate the flyover to traffic headed to Route 495. Mass DOT believes the McMahon alternative is about \$13 million more than their design, a figure that town officials feel is inflated, and has not endorsed it. We will continue to try to break the stalemate and get this vital project moving.

The Board and I continue to spend a great deal of time on rent control matters. The Edgeway operator completed Phase 1 improvements outlined in our settlement agreement including lighting and a new drainage system. The Board issued them a license and design was proceeding on the next phase of improvements when the court appointed a new administrator and everything ground to a halt. At year's end the Board was considering rescinding their license.

The cupola on the top of the Town Hall was rebuilt and reattached, the dome was reinforced, and all work was completed by June. We were awarded a second grant from the Massachusetts Historical Commission in the amount of \$24,000 bringing the total amount of grant funds from MHC to \$54,000. I want to thank my Assistant Caroline LaCroix for her diligence and perseverance in managing this project and in pursuing additional grant funds

No report would be complete without an update on the Town's ongoing effort to bring a resort casino to Middleborough in partnership with the Wampanoag Tribe. The Tribe has announced that it will pursue a casino in Taunton. The Town's position is and continues to be that the Intermunicipal Agreement signed in 2007 is in effect. Should the Tribe attempt to resurrect their casino plans here at any time in the future, the Town's interests are protected.

Roger Brunelle retired as Information Technology Director in October after twenty four years of service with the Town. Rather than fill the position we

chose to share the services of the School Department's Technical Systems Administrator, Ellen Driscoll, on a part-time basis. This allowed us to both hire another technical staff person for the IT department and reduce the budget for the department.

I want to thank the Board of Selectmen for its support, the department heads as well as the Town employees and volunteers for their helpfulness and cooperation throughout the year. I am particularly indebted to my assistant Caroline LaCroix and Confidential Secretary to the Board of Selectmen Jacqueline Shanley for all their hard work in this very busy office. I look forward to another productive year serving the Middleborough community in 2013.

CHARLES J. CRISTELLO
TOWN MANAGER

REPORT OF THE BOARD OF ASSESSORS

At this year's Annual Town Election in April, Paula Burdick was re-elected to her third-three year term on the Board of Assessors. Paula is thankful for your continued confidence and she is looking forward to her next 3 year term of service.

New this year – The Middleborough Board of Assessors, in conjunction with the Information Technology, Planning, Conservation and Health Departments has begun providing interactive mapping on-line for the convenience of our residents who can now view and manipulate assessing maps on their home computer. The mapping program allows you to superimpose layers such as wetlands or an aerial view over our assessing parcels and to print the resulting maps. We are so pleased to be able to provide this invaluable service to area residents since this has been a long-time goal for our office.

The Community Preservation Act (CPA) surcharge began in fiscal 2012 and the Assessing Department, Town Clerk's Office, Police and Fire Departments (to name just a few) have applied for and received funds to conduct an inventory of each department's records and to implement a proper archival system. We are thankful to our Town Clerk, Allison Ferreira for spearheading the project and to the CPA Committee for giving us the opportunity to complete this worthwhile undertaking.

The Assessors' Office continues to participate in the "Senior Work-Off" Program which has been a great success and has helped our office immeasurably. We are fortunate to have the assistance of two volunteers this year and we look forward to getting to know them while they earn a real estate tax credit for their service and we participate in such a worthwhile program.

Our newspaper column known as the "Assessors Information Corner" is still being published in the Middleboro Gazette. Installments appear several times per year and are an overview of the various procedures and functions of the Assessing Office. Articles for publication are also available on the Assessors' Home Page at www.middleborough.com.

The Board of Assessors would like to thank all Town Departments and the residents of Middleboro for their continued support.

Respectfully,

Anthony Freitas, Chairman
Paula Burdick
Diane Maddigan
Middleborough Board of Assessors

Financial report of the Board of Assessors for the Fiscal Year ending June 30, 2012 (FY 2012)	
Commitments of Real Estate	\$31,098,186.80
Commitments of Personal Property	\$850,778.28
Commitments of Non-Return I & E Penalty	\$40,600.00
Commitments of County Tax	\$46,678.40
Commitments of Motor Vehicle and Trailer Excise	\$2,411,276.09
Commitments of Farm Animal & Machinery Excise	\$4,623.12
Commitments of Boat Excise	\$8,160.00
Commitments of Rollback Taxes	\$2,605.51
Commitments of Revision of Real Estate Taxes	\$534.49
Commitments of Unapportioned Septic System Repair	\$211,339.80
Commitments of Community Preservation Act Surcharge	\$207,669.60
Total Tax Committed	\$34,882,452.09
Total Value Exempt Property	\$236,902,100.00
Total Betterment & Committed Interest Paid in Advance	\$82,191.38
Total Betterment & Committed Interest Added to Taxes	\$124,968.10
Total Special Assessment Added to Taxes	\$730,494.01
Total Community Preservation Surcharge Assessed	\$207,669.60

Abatements and Exemptions Voted During Fiscal 2012									
LEVY YEAR	1987	1988	2001	2007	2008	2009	2010	2011	2012
REAL ESTATE									
ABATEMENTS						\$861.14	\$8,936.94	\$37,206.05	\$137,347.17
REAL ESTATE									
EXEMPTIONS									\$174,481.52
PERSONAL									
PROPERTY							\$45.31	\$89.18	\$5,296.90
EXCISE									
ABATEMENTS	\$45.00	\$17.50	\$73.75	\$136.88	\$810.56	\$879.77	\$2,858.45	\$33,389.45	\$51,437.10

TOTAL	\$453,639.54
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**BOARD OF REGISTRARS
TOWN OF MIDDLEBOROUGH**

VOTER TOTAL SHEET AS OF 12/31/2012

PRECINCT	AMERICAN INDEPENDENT	DEMOCRAT	GREEN PARTY USA	GREEN- RAINBOW	INTER.3RD PARTY	LIBERTARIAN	MASS INDEPENDENT PARTY	REPUBLICAN	UNENROLLED	WORKING FAMILIES	GRAND TOTALS
1		633		2		9		1	388	1959	1 2993
2	1	494		7	1	9		1	323	1494	2330
3		477		5	1	14			343	1807	2647
4	1	475	1	4	1	8			292	1488	2270
5		550		1	1	12			383	1803	2750
6		491		3		13			320	1605	2433
TOTALS	2	3120	1	22	4	65		3	2049	10156	1 15423
GRAND TOTALS	2	3120	1	22	4	65	3	2049	10156	1	15423

REPORT OF THE TOWN CLERK

The Town Clerk's Office provides Middleborough residents, visitors and employees access to public information in an efficient, transparent and timely manner. The Town Clerk is the administrator of all elections, a Registrar of Voters, the Burial Agent for the issuance of burial permits, the Parking Clerk for the receipt of parking fines, the Municipal Hearings Officer and the Keeper of Records. The Annual Town Census is compiled in the Town Clerk's Office and reflected in the Resident Street Listing books. The Town Clerk is the Chief Election Official responsible for voter registration and conducting all elections.

Our office maintains all official vital records of births, deaths and marriages; provides certified copies of all vital records and assists in genealogical research. We issue marriage licenses, burial permits, liquor licenses, entertainment licenses, business certificates, certificates of registration for fuel storage, dog licenses, raffle permits, and Zoning by-laws/maps.

The Town Clerk's Office records and certifies all official actions of the Town including actions of Town Meeting. In compliance with Public Records Law, our office allows access to and certifies all public records in its custody.

2012 was an extremely busy year and our office continued to go through several changes. We bid a fond farewell to Gayle Gamache, Senior Clerk, after 21 years of dedicated service to the Town of Middleborough. After Gayle retired, the Board of Selectmen agreed to reinstate the position of Assistant Town Clerk. An Assistant Town Clerk Screening Committee conducted the interviews of qualified candidates. Elizabeth ("Liz") Gazerro was promoted to the position of Assistant Town Clerk effective July 1, 2012 after six years of working as a Junior Clerk within the Town Clerk's Office. Liz was promoted due to her extraordinary dedication, job performance and level of professionalism. Our office hired Laurel "Laurie" Bannon as a part-time Clerk in the office on August 1, 2012. Laurie began working for the Town of Middleborough in 2010 and we were pleased to welcome her to the office.

On March 19, 2012, I attended Clerk's Day on the Hill at the State House where several municipal clerks gathered to meet with their legislators. On May 10, 2012, I attended the required training in Stow to become the Municipal Hearings Officer for the Town of Middleborough. On June 5, 2012, I conducted a career day presentation for the children of the Northbrook Academy in Middleborough. In July of 2012, I completed my second year of a three year institute offered by the New England Municipal

Clerks Institute at Plymouth State University in New Hampshire. I also attended various conferences throughout the year including Massachusetts Town Clerk's Association Conferences in Falmouth and Sturbridge, the New England Town Clerk's Association Conference in Rhode Island, and Tri-County Clerk's Association meetings. I received points toward earning my certification as a Municipal Clerk for attending both the institute and the various conferences. Training and continuing education is an integral part of the success of a Town Clerk and one of my job requirements.

2012 Initiatives:

- In July of 2012, I submitted an application for Community Preservation eligibility to the Community Preservation Committee for a Historic and Vital Records Preservation project. The goal of the project was presented to provide adequate climate control, filing, storage and microfilming/digitizing of our historic and vital records. A three phase project was presented to the Committee. Phase One included contracting a vendor to conduct an assessment of our current filing and storage system for our historic and vital records including the Town Hall, Bank Building, Police Department and Fire Department. Phase Two consisted of implementing recommendations based on the initial assessment and contracting a vendor to analyze our current climate control. Phase Three included the archival, digitizing and microfilming of our historic and vital records and the installation, repair or upgrade of the current climate control system. Phase One was approved by the Community Preservation Committee, Historical Commission and Board of Selectmen to be included as a warrant article on the Special Town Meeting on October 1, 2012. The warrant article passed unanimously. King Information System was hired to conduct the assessment which is scheduled to take place in February of 2013. An application for Community Preservation funding will be submitted for Phase Two in July of 2013. I would like to thank the Community Preservation Committee, Historical Commission, Board of Selectmen, all Town Department Heads, especially Fire Chief Lance Benjamino and Assessor/Appraiser Barbara Erickson for all their help and support in moving this project forward.
- The Town of Middleborough's population count was updated through the Annual Town Census and verified voter registration rolls. This information, as dictated by Massachusetts General Law was compiled and recorded in the

Annual Street Listing of Residents and resulted in an updated population of 23,248 residents.

- I met with various vendors and discussed programs to improve efficiency in the office. The Information Technology Department agreed to submit capital requests for a marriage program and an ethics, elections, boards, commission and committee tracking system for the Town Clerk's Office. The marriage program would eliminate the need for our office to utilize typewriters to type marriage certificates and the tracking system would allow our office to maintain a database of our elected and appointed official terms including their participation in on-line ethics training and dates of compliance with the Open Meeting Law.
-

2012 Elections & Town Meetings:

We had a very busy election year! To prepare for our busy election season, I arranged for all our election workers to receive election training on February 8, 2012 from Assistant Legal Counsel of the Massachusetts Elections Division. The following is a list of all elections and town meetings held in 2012:

- **March 6, 2012 Presidential Primary**
- **April 7, 2012 Annual Town Election**
- **June 11, 2012 Annual/Special Town Meeting**
- **September 6, 2012 State Primary**
- **October 1, 2012 Special Town Meeting**
- **November 6, 2012 State Election**

In addition to our elections we also conducted two recounts on September 13, 2012 following the September 6, 2012 State Primary. The first recount was conducted to recount the votes of Precinct 4 for Democrat Representative in General Court in the Twelfth Bristol District at the State Primary of September 6, 2012. This recount was held on September 13, 2012 at 9:30 a.m. and there were no changes to the result. The second recount was a District-Wide Recount to recount the votes cast in all six precincts in the Town of Middleborough for the Councillor for the First District on the Democratic ballot at the State Primary of September 6, 2012. This recount was held on September 13, 2012 at 11:00 a.m. and there was one additional blank vote added to the results for Precinct 1. I would like to acknowledge and extend my heartfelt gratitude to all those who participated in these recounts including the election officers, Sergeant Joseph Perkins, Attorney John Witten, Easton Town Clerk Jeremy Gillis, Braintree

Town Clerk Joseph Powers, the Board of Registrars and most notably my Assistant Liz Gazerro.

I would like to take this opportunity to thank the Town Manager, Board of Selectmen, all Town employees, election workers, Board of Registrars and especially the staff in the Town Clerk's Office, Liz Gazerro and Laurie Bannon, for all their hard work and dedication. Your kindness and support made 2012 a successful year and I look forward to continuing our progress together in 2013. I must also thank my family for all their love and support.

Respectfully submitted,

Allison J. Ferreira

Town Clerk



SPECIAL TOWN MEETING WARRANT

Middleborough, Massachusetts

To Bruce Gates, Police Chief or any of the
Police Officers of the Town of Middleborough

Greetings:

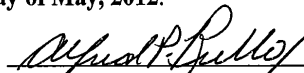
In the name of the Commonwealth of Massachusetts you are hereby required to notify and warn all the inhabitants of said Town, qualified to vote in Town affairs, to meet in the **Auditorium of the Middleborough High School, on Monday, June 11, 2012 at 7:00 P.M.**, to act on the following articles:

ARTICLE 1. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account, or other available source, to supplement and/or adjust departmental budgets for Fiscal Year 2012, or act anything thereon.

ARTICLE 2. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account, or other available source for unpaid bills from prior years, or act anything thereon.

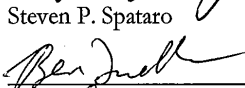
ARTICLE 3. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account, the Water Enterprise Unreserved/Retained Earnings account, or other available source to fund sick leave buy-backs, or act anything thereon.

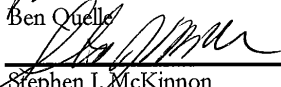
Given, under our hands at Middleborough, this 7th day of May, 2012.


Alfred P. Rullo, Jr., Chairman


Allin Frawley, Vice Chairman


Steven P. Spataro


Ben Quelle


Stephen J. McKinnon

BOARD OF SELECTMEN

Pursuant to the instructions contained in the above warrant, I have notified and warned all inhabitants of said Town of Middleborough, qualified to vote as expressed in said warrant, to meet at the time and place for the purpose specified by causing an attested copy of the same to be published in the Middleboro Gazette on the **24th day of May, 2012**, that date being more than fourteen days before the time specified for said meeting.



BRUCE GATES
Police Chief

SPECIAL TOWN MEETING JUNE 11, 2012

Special Town Meeting was called to order at 7:06 PM by Town Moderator, Wayne C. Perkins, who declared a quorum present in the Middleborough High School Auditorium.

The Moderator then introduced the following: Reverend David R. Milam of the Church of Our Saviour in Middleborough who gave the invocation; the Veteran's Council who led the meeting in the Pledge of Allegiance; Miss Norfolk County Taylor Kinzler of Lakeville who sang the National Anthem, and acknowledged and thanked the members of the Middleborough High School Student Council for acting as pagers and counters for the evening.

Voted unanimously to allow as necessary the following non-resident individuals to address Town Meeting: Charles Cristello, Town Manager; Steven Dooney, Town Accountant; Lance Benjamino, Fire Chief; Joseph Silva, Water Superintendent; Andrew Bagas, DPW Director; and Michael Malone, Transitional Assistant to the Superintendent of Schools; and further for taking a voice vote first on those requiring a super majority.

The Moderator introduced Roseli Weiss as the new Superintendent of Schools for Middleborough.

Before any action was taken, the Moderator reminded those in attendance to turn off all cell phones and pagers; a motion to amend must be in writing for the record allowing time for those to write out the amendment if needed; anyone who would like to address the meeting to use the microphone stating their name and address to be recognized by the Moderator; debate and questions are healthy but to maintain order should be directed through the Moderator and as always maintain civility.

The Moderator certified that the warrant had been posted, served and returned in a proper fashion by Police Chief Bruce Gates.

The following act on was taken:

ARTICLE 1: The following was voted by a majority vote:

\$18,000.00 be transferred **from** the Employee Fringe Benefits department 919, Health and Life Insurance Account 517400 **to** the Law Department 151, Special Counsel Account 530400.

\$4,156.00 be transferred **from** the Employee Fringe Benefits department 919, Health and Life Insurance Account 517400 **to** the Town Clerk Department 161, Regular Pay Clerical, Full Time, Account 511101.

\$20,793.00 be transferred **from** the Employee Fringe Benefits department 919, Health and Life Insurance Account 517400 **to** the Police Department 210, Regular Pay Officers, Account 511126.

\$15,000.00 be transferred **from** the Employee Fringe Benefits department 919, Health and Life Insurance Account 517400 **to** the DPW, Tree Warden Department 429, Remove and Trim Trees, Account 529500.

\$16,490.00 be transferred **from** the Employee Fringe Benefits department 919, Health and Life Insurance Account 517400 **to** the Administrative Office Building Department 193, Repairs and Maintenance, Account 543000.

\$9,000.00 be transferred **from** the Employee Fringe Benefits department 919, Health and Life Insurance Account 517400 **to** the DPW, Highway Department 422, Hot Top Materials, Account 525400.

ARTICLE 2: Voted unanimously to postpone this article indefinitely.

ARTICLE 3: Voted by a majority vote to transfer the sum of \$40,786 from the Employee Benefits Health and Insurance Account 517400 to fund sick leave buybacks for the following departments:

Police Department	\$10,390
Fire Department	\$19,310
Library	\$11,086

Finance Committee Recommended Favorable Action

Voted unanimously to dissolve the meeting at 7:19 PM.

A true copy, attest:

ALLISON J. FERREIRA
Town Clerk



ANNUAL TOWN MEETING WARRANT

Middleborough, Massachusetts

To Bruce Gates, Police Chief or any of the
Police Officers of the Town of Middleborough

Greetings:

In the name of the Commonwealth of Massachusetts you are hereby required to notify and warn all the inhabitants of said Town, qualified to vote in Town affairs, to meet in the **Auditorium of the Middleborough High School**, on **Monday, June 11, 2012, at 7:30 P.M.**, to act on the following articles:

ARTICLE 1. To hear the report of any committee or officer of the Town, to appoint any committee, or act anything thereon.

ARTICLE 2. To see if the Town will vote to raise and appropriate a sum of money by taxation or from available funds in the treasury to defray expenses of the Town for the fiscal year beginning on July 1, 2012, relating to all or any of its officers, boards or departments and for purposes authorized by law, or act anything thereon.

ARTICLE 3. To see if the Town will vote to transfer from the income from the sales of gas and electricity a sum of money to the Assessors for the purpose of fixing the tax rate for Fiscal Year 2013, or act anything thereon.

ARTICLE 4. To see if the Town will vote to transfer \$96,654 from the receipts reserved for the Water Pollution Abatement Trust Loan Repayment Account in order to meet the Town's obligation for payment of the Water Pollution Trust Loan, or act anything thereon.

ARTICLE 5. To see if the Town will vote pursuant to Section 53E ½ of Chapter 44 of the General Laws, as amended, to authorize and/or reauthorize establishment of one or more revolving funds for the purpose of funding certain activities and operations of certain departments and programs of the Town during Fiscal Year 2013, or act anything thereon.

PROGRAM	EXPENDING AUTHORITY	SOURCE	AMOUNT TO BE EXPENDED
Municipal Fire Alarm System	Fire Chief	Fees	Not to exceed \$15,000
Hazardous Materials Incident Training & Materials	Fire Chief	Fees	Not to exceed \$50,000
Recycling Program	Public Works Sup.	Fees	Not to exceed \$2,500
Composting Bin Program	Public Works Sup.	Fees	Not to exceed \$2,500
Herring Fishery Program	Herring Fishery Com	Fees	Not to exceed \$10,000
Recreation and Sports Program	Park Commission	Fees	Not to exceed \$100,000
Zoning Map, Bylaws and Subdivision Rules & Regulations	Town Clerk	Fees	Not to exceed \$2,500

ARTICLE 6. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source to fund one or more collective bargaining agreements, or act anything thereon.

ARTICLE 7. To see if the Town will vote to raise and appropriate and /or transfer \$221,618.00 from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source for the purpose of reimbursing Town employees and retired Town employees and other persons enrolled in the Town's non-Medicare health insurance plans for some of the increases in health insurance HMO and PPO co-payments paid by said employees and retirees and other persons in excess of the amounts of such co-payments applicable during Fiscal Year 2012, and to pay any related costs, or act anything thereon.

ARTICLE 8. To see if the Town will vote to raise and appropriate and /or transfer \$48,336.00 from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source for the purpose of reimbursing retired Town employees and other persons enrolled in the Town's Medicare health insurance plans for some of the health insurance premiums and co-payments paid by said retirees and other persons after Fiscal Year 2012, and to pay any related costs, or act anything thereon.

ARTICLE 9. To see if the Town will vote to raise and appropriate the sum of \$220,000.00 by borrowing under General Laws, Chapter 44, by borrowing from the Massachusetts Water Pollution Abatement Trust pursuant to General Laws Chapter 29C, or by raising and appropriating said sum from some other source for the purpose of funding the Town's program to repair, replace or upgrade septic waste disposal systems, or act anything thereon.

ARTICLE 10. To see if the Town will vote to raise and appropriate and/or transfer \$117,000.00 from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source, or by borrowing to purchase new police cruisers, new portable radios, and new tasers for the Police Department, or act anything thereon.

ARTICLE 11. To see if the Town will vote to raise and appropriate and/or transfer \$490,000.00 from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source, or by borrowing to purchase a new engine and a new command vehicle for the Fire Department, or act anything thereon.

ARTICLE 12. To see if the Town will vote to raise and appropriate and/or transfer \$302,000.00 from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source, or by borrowing to purchase a new loader and a new dump truck for the Public Works Department and a new utility truck for the Water Department, or act anything thereon.

ARTICLE 13. To see if the Town will vote to raise and appropriate and/or transfer \$88,293.00 from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source, or by borrowing to engineer and permit the expansion of the Council on Aging parking lot, replace windows and carpeting in the Town Hall Annex, to make roof repairs to the Public Library, and to repair the Town Hall Cupola, or act anything thereon.

ARTICLE 14. To see if the Town will vote to raise and appropriate and/or transfer \$318,000.00 from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source, or by borrowing to replace, burners, boilers, and HVAC units, and to study the feasibility of converting from steam heat to hot water heat at the Elementary Complex, or act anything thereon.

ARTICLE 15. To see if the Town will vote to raise and appropriate and/or transfer \$30,000 from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source, or by borrowing to replace part of the floor tiles at Middleborough High School, or act anything thereon.

ARTICLE 16. To see if the Town will vote to raise and appropriate and/or transfer \$175,000.00 from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source, or by borrowing to purchase staff/classroom computers, printers, and file servers, LCD projectors and instructional technology, and computer network infrastructure for the School Department, or act anything thereon.

ARTICLE 17. To see if the Town will vote to raise and appropriate and/or transfer \$50,000.00 from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source, or by borrowing to study the feasibility of renovating and expanding the police station in its current location, or act anything thereon.

ARTICLE 18. To see if the Town will vote to appropriate or reserve from the Community Preservation Fund annual revenues in the amounts recommended by the Community Preservation Committee for committee administrative expenses, debt service, community preservation projects and other expenses in fiscal year 2013, with each item to be considered a separate appropriation:

Appropriations:

From FY 2013 estimated revenues for Committee Administrative Expenses	\$13,000
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Reserves:

From FY 2013 estimated revenues for Historic Resources Reserve	\$26,000
From FY 2013 estimated revenues for Community Housing Reserve	\$26,000
From FY 2013 estimated revenues for Open Space Reserve	\$26,000
From FY 2013 estimated revenues for Budgeted Reserve	\$150,000

, or act anything thereon.

Inserted by the Community Preservation Committee

ARTICLE 19. To see if the town will vote to amend the Zoning By-law by making the following changes as part of a recodification:

- ITEM 1. Delete the following sections of the current Zoning By-law in their entireties, including amendments thereof:
- Section I Purpose
 - Section II Definitions
 - Section III Establishment of Districts
 - Section IV Use Regulation
 - Section V Area Regulations
 - Section VI General Regulations
 - Section VII Administration

Section VIII	Inlands Wetland District
Section IX	Development Opportunities (DO) District
Section X	Adult Mobile Home Parks
Section XI	Flood Plain District – Regulation of Flood Hazard Areas
Section XII	Water Resource Protection Districts By-Law (WRPD)
Section XIII	General Use District
Section XIV	Associate Member - Planning Board
Section XV	Adult Entertainment District
Section XVI	Open Space & Resource Preservation Development District
Section XVII	Business District
Section XVIII	Commercial Development (CD) District

ITEM 2. Substitute the following new Sections therefore:

Section 1.0	Purpose and Authority
Section 2.0	Districts
Section 3.0	Use Regulations
Section 4.0	Dimensional Requirements
Section 5.0	General Regulations
Section 6.0	Special Regulations
Section 7.0	Special Residential Regulations
Section 8.0	Overlay District Regulations
Section 9.0	Administration and Procedures
Section 10.0	Definitions

The full text of the new Sections being available for review at the office of the Town Clerk , or act anything thereon.

ARTICLE 20. To see if the Town will vote to amend the Zoning By-laws by deleting Section XI in its entirety and substituting the following new section therefore:

SECTION XI

FLOOD PLAIN OVERLAY DISTRICT (FPD)

- A. PURPOSE. It is the purpose of this Section to promote the public health, safety and general welfare and to minimize losses by provisions designed to:
1. Restrict or prohibit uses which are dangerous to health, safety or property due to water or erosion hazards or which cause damaging increases in erosion, erosion hazards, flooding or flood velocities;
 2. Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction;
 3. Discourage individuals from buying lands which are unsuited for intended purposes because of flood hazard;
 4. Control filling, grading and mineral extraction which may increase flood damage;
 5. Regulate the construction of levees, jetties and other works which may increase flood damage to lands which may be subject to flooding;
 6. Ensure public safety through reducing the threats to life and personal injury;
 7. Eliminate new hazards to emergency response officials;
 8. Prevent the occurrence of public emergencies resulting from water quality, contamination and pollution due to flooding;
 9. Avoid the loss of utility service which if damaged by flooding would disrupt or shut down the utility network and impact regions of the community beyond the site of flooding;
 10. Eliminate costs associated with the response and cleanup of flooding conditions; and,

11. Reduce damage to public and private property resulting from flooding waters.

- B. **APPLICABILITY.** The Floodplain District is herein established as an overlay district. The District includes all special flood hazard areas within the Town of Middleborough designated as Zone A and AE on the Plymouth County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Plymouth County FIRM that are wholly or partially within the Town of Middleborough are panel numbers 25023C0303J, 25023C0304J, 25023C0308J, 25023C0309J, 25023C0311J, 25023C0312J, 25023C0313J, 25023C0314J, 25023C0316J, 25023C0317J, 25023C0318J, 25023C0319J, 25023C0328J, 25023C0329J, 25023C0336J, 25023C0337J, 25023C0338J, 25023C0339J, 25023C0343J, 25023C0431J, 25023C0432J, 25023C0433J, 25023C0434J, 25023C0442J, 25023C0451J, 25023C0452J, 25023C0453J, 25023C0454J, 25023C0456J, 25023C0458J, 25023C0459J, 25023C0461J, 25023C0462J, 25023C0466J, and 25023C0467J dated July 17, 2012. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Plymouth County Flood Insurance Study (FIS) report dated July 17, 2012. The FIRM and FIS report are incorporated herein by reference and are on file with the Town Clerk, Planning Board, Building Inspector and Conservation Commission.
- C. **BASE FLOOD ELEVATION AND FLOODWAY DATA.**
1. Floodway Data. In Zones A, and AE, along watercourses that have not had a regulatory floodway designated the best available Federal, State, local or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.
 2. Base Flood Elevation Data. Base flood elevation data is required for subdivision proposals or other developments greater than fifty (50) lots or five (5) acres, whichever is less, within unnumbered A Zones.
- D. The Flood Plain District is hereby established as an overlay district. All development in the District, including structural and non-structural activities, whether permitted by right or by special permit shall be in compliance with the Wetlands Protection Act, Chapter 131 Section 40 of the Massachusetts General Laws and with the following:
1. The section of the Massachusetts' State Building Code which addresses floodplain areas (currently 780 CMR);
 2. Wetlands Protection Regulations, Department of Environmental Protection (DEP) (currently 310 CMR 10.00);
 3. Inlands Wetlands Restriction, DEP (currently 310 CMR 13.00); and,
 4. Minimum Requirements for Subsurface Disposal of Sanitary Sewage, DEP (currently 310 CMR 15.00, Title 5)
- E. The boundaries of the Flood Plain District shall be determined by scaling distances in the said Maps except where elevations are provided in Zone AE. Where there appears to be a conflict between a mapped boundary and actual field conditions FEMA should be consulted for formal review and map revision. The person contesting the location of the district boundary shall be given a reasonable opportunity to present his case to the Board and to submit his own technical evidence if he so desires.
- F. **Notification of Watercourse Alteration.** In a riverine situation, the Town Planner shall notify the following of any alteration or relocation of a watercourse:
1. Adjacent Communities
 2. NFIP State Coordinator
Massachusetts Department of Conservation and Recreation
251 Causeway Street, Suite 600-700
Boston, MA 02114-2104

3. NFIP Program Specialist

Federal Emergency Management Agency, Region 1
99 High Street, 6th Floor
Boston, MA 02110

- G. COMPLIANCE. No structure or land shall be used and no structure shall be located extended, converted or structurally altered without full compliance with the terms of this Section, the State Building Code and other applicable regulations.
- H. ABROGATION AND GREATER RESTRICTIONS. It is not intended by this Section to repeal, abrogate or impair any existing easement, covenants or deed restrictions. However, where this Section imposes greater restrictions, the provision of this Section shall prevail.
- I. WARNING AND DISCLAIMER OF LIABILITY. The degree of flood and erosion protection required by this Section is considered reasonable for regulatory purposes and is based on scientific methods of study. Larger floods may occur. This Section does not imply that areas outside the Flood Hazard District boundaries or land uses permitted within such districts will be free from flooding or flood damages. This Section shall not create liability on the part of the Town of Middleborough or any officer or employee thereof for any flood damages that result from reliance on this Section or any administrative decision lawfully made hereunder.
- J. REGULATORY FLOOD PROTECTION ELEVATION FOR MIDDLEBOROUGH. Within Zone A where the base flood elevation is not provided for on documents referred to in Subsection 8.1.2, the applicant shall produce any already existing, reasonable base flood elevation data and such data shall be submitted to the Buildings Inspector for development criteria.
- K. PERMITTED USES. The following uses which have low flood damage points and do not threaten other lands during times of flood are encouraged within the Special Hazard Areas (Zones A and AE), provided they are not prohibited by any other zoning regulations or other Bylaws and do not require storage of materials, structures, flood control works, or substantial filling or grading. But no use shall be permitted which adversely affects the capacity of the channels of floodways of streams, drainage ditches or any other drainage facility or system. (See FEMA List)
1. Agricultural uses such as farming, grazing, truck farming, horticulture, etc.
 2. Forestry and nursery uses.
 3. Conservation of water, plants and wildlife.
 4. Wildlife management area, foot, bicycle and/or horse paths.
 5. Temporary non-residential structures used in connection with fishing, growing harvesting, storage or sale of crops raised on the premises.
 6. Buildings lawfully existing prior to the adoption of these provisions.
 7. Municipal uses such as water works, pumping stations and other essential services.
 8. Outdoor recreational uses including fishing, boating, play areas, beaches, beach cabanas not suitable for dwellings, boardwalks and steps to permit access across swamps or marshes, pavilions and other similar small platforms, lifeguard stations, golf courses, tennis courts, driving ranges, archery ranges, picnic grounds, boat launching ramps, swimming areas, parks, wildlife and nature preserves, game farms, shooting preserves, target ranges, trap and skeet ranges, hunting and fishing areas, hiking and horseback riding trails, temporary structures for sale for food and refreshments, arts and crafts.
 9. Residential uses such as lawns, gardens, parking areas and structures for storage not designed for human habitation.

L. OTHER USE REGULATIONS

1. Within Zones AH and AO on the FIRM, adequate drainage paths must be provided around structures on slopes, to guide floodwaters around and away from proposed structures.
2. In Zone AE, along watercourses within the Town of Middleborough, that have a regulatory floodway designated on the Plymouth county FIRM encroachments are prohibited in the regulatory floodway which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.
3. All subdivision proposals must be designed to assure that:
 - a. Such proposals minimize flood damage;
 - b. All public utilities and facilities are located and constructed to minimize or eliminate flood damage; and,
 - c. Adequate drainage is provided to reduce exposure to flood hazards.
4. Existing and proposed contours of site and elevations of existing and proposed structures must be included on plan proposal.
5. There shall be established a routing procedure which will circulate or transmit one copy of the development plan to the Conservation Commission, Planning Board, Board of Health and Building Inspector for comments which will be considered by the appropriate permitting Board prior to issuing applicable permits.

M. FLOOD PLAIN (OVERLAY) DISTRICT DEFINITIONS: For the purposes of Section XI, the following terms are defined below:

AREA OF SPECIAL FLOOD HAZARD: The land in the floodplain within a community subject to a one percent (1%) or greater chance of flooding in any given year. The area may be designated as Zone A, AO, AH, AI-30, AE, A99, VI-30, VE, or V. BASE FLOOD: The flood having a one percent chance of being equaled or exceeded in any given year.

COASTAL HIGH HAZARD AREA: An area of special flood hazard extending from offshore to the inland limit of a primary frontal dune along an open coast and any other area subject to high velocity wave action from storms or seismic sources. The area is designated on a FIRM as Zone VE.

DEVELOPMENT: Any man-made change to improved or unimproved real estate, including but not limited to building or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations.

DISTRICT: Section XI, the Flood Plain District.

FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA): The agency administering the National Flood Insurance Program. FEMA provides a Nation wide flood hazard area mapping study program for communities as well as regulatory standards for development in the flood hazard areas.

FLOOD INSURANCE RATE MAP (FIRM): An official map of a community on which FEMA has delineated both the areas of special flood hazard and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY: An examination, evaluation, and determination of flood hazards and if appropriate, corresponding water surface elevations or an examination, evaluation and determination of flood-related erosion hazards.

FLOODWAY: The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation.

LOWEST FLOOR: The lowest floor of the lowest enclosed area (including basement or cellar). An unfinished or flood resistant enclosure, usable solely for parking of vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor, provided that such enclosure is not built so as to render the structure in

violation of the applicable non-elevation design requirements of NFIP Regulations 60.3.
MANUFACTURED HOME (MOBILE HOME): A structure, transportable in one or more sections, which is built on a permanent chassis and is designated for use with or without a permanent foundation when connected to the required utilities. For floodplain management purposes the term "manufactured home" also includes park trailers, travel trailers and other similar vehicles placed on a site for greater than one hundred eighty (180) consecutive days. For insurance purposes, the term "manufactured home" does not include park trailers, travel trailers and other similar vehicles.

MANUFACTURED (MOBILE) HOME PARK OR SUBDIVISION: A parcel (or contiguous parcels) of land divided into two (2) or more manufactured home lots for rent or sale.

NEW CONSTRUCTION: For floodplain management purposes, structures for which the "start of construction" commenced on or after the effective date of a floodplain management regulation adopted by a community. For the purpose of determining insurance rates, new construction means structures for which the "start of construction" commenced on or after the effective date of an initial FIRM or after December 31, 1974, whichever is later.

ONE-HUNDRED-YEAR FLOOD: See Base flood.

REGULATORY FLOODWAY: See Floodway.

SPECIAL FLOOD HAZARD AREA: An area having special flood and/or flood-related erosion hazards and shown on an FIRM as Zone A, AO, AI-30, AE, A99, AH, V, VI-30 or VE.

STRUCTURE: For floodplain management purposes, a walled and roofed building, including a gas or liquid storage tank, that is principally above ground, as well as a manufactured home. Structure, for insurance coverage purposes, means a walled and roofed building other than a gas or liquid storage tank that is principally above ground and affixed to a permanent site, as well as a manufactured home on foundation. For the latter purpose, the term includes a building while in the course of construction, alteration or repair, but does not include building materials or supplies intended for use in such construction, alteration, or repair, unless such materials or supplies are within an enclosed building on the premises.

SUBSTANTIAL DAMAGE: Damage of any origin sustained by a structure whereby the cost of restoring the structure to its before-damaged condition would equal or exceed fifty (50) percent of the market value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT: Any repair, reconstruction or improvement of a structure, the cost of which equals or exceeds fifty (50) percent of the market value of the structure either (a) before the improvement or repair is started, or (b) if the structure has been damaged and is being restored, before the damage occurred. For the purposes of this definition, "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure.

ZONE A: The one hundred (100) year floodplain area where the base flood elevation (BFE) has not been determined. To determine the BFE, use the best available Federal, State, local or other data.

ZONE AE (for new and revised maps): The one hundred (100) year floodplain where the base flood elevation has been determined.

ZONE AH AND ZONE AO: The one hundred (100) year floodplain with flood depths of one (1) to three (3) feet, where a clearly defined channel does not exist, where the path of flooding is unpredictable and where the velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

ZONE A99: Areas to be protected from the one hundred (100) year flood by federal flood protection system under construction. Base flood elevations have not been determined.
ZONE X: Areas identified in the community flood insurance study as areas of moderate or minimal flood hazard. Zone X replaces Zones B and C on new and revised maps.

ARTICLE 21. To see if the Town will vote to authorize the Board of Selectmen to petition the General Court of the Commonwealth to enact legislation to allow the Rent Board to impose reasonable fees for the employment of outside consultants under the provisions of General Laws Chapter 44, Section 53G in connection with its review of petitions for rent adjustments under the Town’s Rules and Regulations for Mobile Home Park Accommodations, Rents, and Evictions, or act anything thereon.

ARTICLE 22. To see if the Town will vote to rescind the Underground Fuel Storage – Testing for Leaks By Law, or act anything thereon.

ARTICLE 23. To see if the Town will vote to rescind the Fuel Oil Storage and Gasoline Storage By-Laws in their entireties and substitute the following new By-Law:

Fuel Oil and Gasoline Storage

The fee for a new or amended license for keeping, storage, manufacture or sale of fuel oil under Chapter 148, Section 13 shall be Fifty Dollars (\$50.00). The fee for an annual certificate of registration for keeping, storage, manufacture or sale of fuel oil under Chapter 148, Section 13 shall be Thirty Dollars (\$30.00). The fee for a new or amended license for keeping, storage, manufacture or sale of gasoline under Chapter 148, Section 13 shall be Thirty Dollars (\$30.00) per nozzle. The fee for an annual certificate of registration for keeping, storage, manufacture or sale of gasoline under Chapter 148, Section 13 shall be Twenty-Five Dollars (\$25.00) per nozzle, or act anything thereon.

ARTICLE 24. To see if the Town will vote to adopt the following by-law:

Non-Criminal Disposition By-Law

Section 1. Violation of any Town by-law identified in Section 2 hereof may in the discretion of the Town officer who is the appropriate enforcing person be enforced in the manner provided under Section 21D of Chapter 40 of the Massachusetts General Laws. The enforcing person taking cognizance of a violation of any such by-law which the enforcing person is empowered to enforce, as an alternative to initiating criminal proceedings, may give to the offender a written notice to appear before the clerk of the district court having jurisdiction thereof at any time during office hours not later than twenty-one days after the date of such notice. The non-criminal fine for each such violation shall be the amount identified in Section 2 hereof.

Section 2. The by-laws which are subject to this by-law and related penalties/fines are as follows:

<u>By-law</u>	<u>Penalty/Fine</u>
By-law regarding use of highways and streets (Adopted under Article 5 of March 7, 1927 Town Meeting)	\$ 20.00
By-law regarding disorderly conduct (Adopted under Article 7 of March 7, 1927 Town Meeting)	\$ 20.00

By-law regarding disorderly conduct (Adopted under Article 7 of October 3, 1972 Town Meeting)	\$ 50.00
By-law regarding public consumption of alcoholic beverages (Adopted under Article 7 of November 26, 1973 Town Meeting)	\$ 50.00
By-law regarding public profanity (Adopted under Article 8 of October 28, 1968 Town Meeting)	\$ 20.00
By-law regarding obstruction of roadway with snow or ice (Adopted under Article 11 of March 13, 1972 Town Meeting)	\$ 50.00
By-law regarding public use of marijuana (Adopted under Article 17 of May 26, 2009 Town Meeting)	\$300.00

Section 3.

The phrase “enforcing person” as used in this by-law shall mean any Town of Middleborough police officer with respect to any violation.

Section 4.

The provisions of Section 21D of Chapter 40 of Massachusetts General Laws shall apply to enforcement actions under this by-law, or act anything thereon.

ARTICLE 25. To see if the Town will vote to adopt the following by-law:

Regulation of Licenses for Purchase, Sale or Barter of Junk, Old Metals or Second Hand Articles

Section 1: Every person or party who is a collector of, dealer in or keeper of a shop for the purchase, sale or barter of junk, old metals or second hand articles shall have a license issued by the Board of Selectmen. The license issued by the Board of Selectmen shall be subject to applicable provisions of General Laws Chapter 140 including without limitations Section 54 and Sections 202 to 205 inclusive.

Section 2: Any person or party holding a license or who is required to have a license pursuant to this by-law (hereafter “licensee”) who in the course of business buys, trades for, barter for or otherwise acquires precious metals, jewelry or gemstones shall hold such items for a period of thirty (30) days from the date of acquisition of the items before selling, trading, bartering or otherwise disposing of the items. During the thirty (30) day period, a licensee shall not melt or otherwise alter the appearance of such items.

Section 3: A licensee shall submit to the Middleborough Chief of Police a weekly report of all precious metals, jewelry or gemstones acquired by the licensee during the week prior to the report. Reports shall be written in English and legible. Reports shall include as to each such item: (1) a description of each item; (2) the date the item was acquired; and (3) the name, address, date of birth and driver’s license number/state of issue of the person from whom the item was acquired. A weekly report shall be submitted on Monday or Tuesday of each week and shall include all such items acquired during the week prior to the date the report is submitted (Sunday through Saturday inclusive).

Section 4: A licensee may store and transmit reports required under Section 3 electronically subject to approval of the format of the reports by the Chief of Police.

Section 5: A licensee shall take a color photograph of all persons from whom the licensee acquires precious metals, jewelry or gemstones. A licensee shall also take a color photograph of all precious metals, jewelry and gemstones acquired by the licensee. The licensee shall retain the color photographs of the persons and items for not less than thirty (30) days from the date of acquisition of the items depicted in the photographs and shall make the photographs available for review by members of the Middleborough Police Department upon request.

Section 6: Definitions

As used in this by-law the following words and phrases shall have the following meanings:

“precious metals”, items containing gold, silver or platinum in whatever form;

“jewelry”, items containing precious metals, sometimes set with gemstones, intended for wear for personal adornment, including without limitation watches, pocket watches and other devices for keeping time;

“gemstones”, diamonds or other precious stones consisting of mineral or petrified material and used or suitable for use in jewelry.

Section 7: Whoever violates any provision of this by-law shall be subject to a fine of Three Hundred Dollars (\$300.00) for each violation, or act anything thereon.

ARTICLE 26. To see if the Town will vote to accept Section 33A of General Laws Chapter 138 which will allow the Board of Selectmen as licensing authority to authorize licensees under General Laws Chapter 138, Section 12 to sell alcoholic beverages between the hours of 1:00 a.m. and 2:00 a.m. on Sundays, the last Monday in May and on Christmas Day or on the day following when said day occurs on Sunday, or act anything thereon.

ARTICLE 27. To see if the Town will vote to accept Section 33B of General Laws Chapter 138 which will allow the Board of Selectmen as licensing authority to authorize licensees under General Laws Chapter 138, Section 12 to sell alcoholic beverages between the hours of 10:00 a.m. and 12:00 noon on Sundays, the last Monday in May and on Christmas Day or on the day following when said day occurs on Sunday, or act anything thereon.

ARTICLE 28.

To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase and/or eminent domain the following described properties in Middleborough, said properties to be used in connection with a municipal water system well site:

- a) A parcel of land off Cross Street now or formerly owned by Alfred J. Gomes and Dorothy Lucas, containing 11.20 acres of land more or less, shown as Lot 3922 on Assessors Map 040 and described in a deed recorded in the Plymouth County Registry of Deeds in Book 2582, Page 323;
- b) A parcel of land off Cross Street now or formerly owned by Brett and Lynn Deboyes containing 0.18 acres of land more or less and being a part of Lot 2341 on Assessors Map 040 and abutting land described above as being now or formerly owned by Gomes and Lucas. The parcel is part of the land described in a deed recorded in the Plymouth County Registry of Deeds in Book 16778, Page 095;
- c) A parcel of land off Cross Street now or formerly owned by Douglas and Marylou Green containing 1.60 acres of land more or less and being part of Lot 4623 on Assessors Map 040 and abutting land described above as being now or formerly owned by Gomes and Lucas. The parcel is part of the land described in a deed recorded in the Plymouth County Registry of Deeds in Book 6640, Page 040;

- d) A parcel of land off Cross Street now or formerly owned by Leo P. Nelson, Sr. and Leo P. Nelson, Jr. containing 0.54 acres of land more or less and being part of Lot 3029 on Assessors Map 040 and abutting land described above as being now or formerly owned by Gomes and Lucas. The parcel is part of the land described in a deed recorded in the Plymouth County Registry of Deeds in Book 6526, Page 215;
- e) A permanent access and utility easement in land on and off Cross Street now or formerly owned by Leo P. Nelson, Sr. and Leo P. Nelson, Jr. over land shown as Lot 3029 on Assessors Map 040, described in a deed recorded in the Plymouth County Registry of Deeds in Book 6526, Page 215, being of variable width and running from the easterly side of Cross Street to the westerly line of land described above as being now or formerly owned by Gomes and Lucas; and
- f) A temporary construction easement over land described above as now or formerly owned by Leo P. Nelson, Sr. and Leo P. Nelson, Jr. of variable width and abutting the permanent access and utility easement described above,

to transfer the management and control of a parcel of land on Cross Street shown as Lot 3788 on Assessors Map 40 containing 1.40 acres more or less to the Board of Selectmen for the purpose of conveying said parcel to Douglas and Marylou Green in exchange for said parcel owned by Green described above in (c), and to authorize the Board of Selectmen to exchange said parcels on terms and conditions as the Board determines and to raise and appropriate a sum of money by borrowing, by transfer from the water development charge portion of the retained earnings of the Water Enterprise Fund and/or from another source to pay for acquisition of the properties and construction of the well and well site and access utility easement, or act anything thereon.

ARTICLE 29. To see if the Town will vote to authorize the Board of Selectmen to acquire easements in a parcel of land by gift, purchase or eminent domain in connection with the a drainage outlet pipe and water quality swale located at 29 Stone Street, Middleborough, MA, such parcel being shown on a plan entitled "Drainage Easement Plan, 29 Stone Street, Middleboro, MA" dated March 2012 prepared by Outback Engineering as follows:

Parcel #	Property Owner
E-1	Robert G. and Lynne A. Hession

, or act anything thereon.

ARTICLE 30. To see if the Town will vote to authorize the Board of Selectmen to convey a part of the Town's well site property off Plymouth Street in North Middleborough, sometimes known as the Mizaras or Kalow well site shown as Lot 5173 on Assessors Map 10, containing about seven acres to Bertarelli Bros., Inc., or some other party, in exchange for a parcel of land abutting the well site, containing an equal amount of land as the said land to be conveyed to Bertarelli Brothers, Inc., being a part of Lot 5077 on Assessors Map 10, such exchange to be on terms and conditions as the Board determines, to transfer the management and control of said part of the well site to the Board of Selectmen for the purpose of making conveyance of the part of the well site as part of the land exchange, to authorize the Board of Selectmen to acquire the land to be conveyed by Bertarelli Brothers, Inc. by eminent domain and/or by deed, to authorize the Board of Selectmen to petition the General Court for legislation to authorize the conveyance and use of the part of the well site to be conveyed to Bertarelli Bros., Inc. for purposes other than public water supply/public water supply protection/aquifer protection, to authorize the Board of Selectmen to acquire by purchase and/or eminent domain a permanent access and utility easement in land owned by Bertarelli Brothers, Inc. shown as Lot 5077 on Assessors Map 10 and to raise and appropriate a sum of money by borrowing or otherwise to purchase the access and utility easement, or act anything thereon.

ARTICLE 31. Voter ID By Law:

Effective July 1, 2012, all registered voters shall be required to show valid photo identification at all town only elections and at town meeting.

Valid photo identification shall be determined by the Registrar of Voters and the list of acceptable identification shall be posted publicly with all warrants and specimen ballots.

In the event that valid photo identification is not presented at an election, a provisional ballot shall be provided.

Provisional ballot shall be counted upon the presentation of valid identification to the Town Clerks office within three business days of the election.

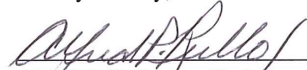
By Petition

ARTICLE 32. To see if the Town will vote to rescind the vote taken under Article 23 of the warrant for the June 14, 1993 Special Town Meeting that the Board of Selectmen shall be the Rent Board for the purpose of regulating rents, minimum standards for the use or occupancy of mobile home park accommodations and evictions of tenants therefrom pursuant to the provisions of Chapter 703 of the Acts of 1985, to authorize the Board of Selectmen to appoint a five (5) member Rent Board pursuant to the provisions of Chapter 703 of the Acts of 1985 for such terms as the Board of Selectmen determines, to provide that the Board of Selectmen shall by appointment fill any vacancies in the Rent Board, to provide that the Board of Selectmen shall cease to be the Rent Board under Chapter 703 of the Acts of 1985 from and after

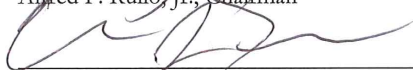
December 1, 2012 and that the members of the Rent Board appointed by the Board of Selectmen shall take office on December 1, 2012, or act anything thereon.

By Petition

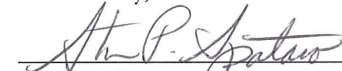
Given, under our hands at Middleborough, this 7th day of May, 2012.



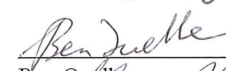
Alfred P. Rullo, Jr., Chairman




Allin Frawley, Vice Chairman



Steven P. Spataro

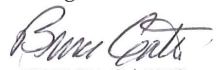


Ben Quelle



Stephen J. McKinnon
BOARD OF SELECTMEN

Pursuant to the instructions contained in the above warrant, I have notified and warned all inhabitants of said Town of Middleborough, qualified to vote as expressed in said warrant, to meet at the time and place for the purpose specified by causing an attested copy of the same to be published in the Middleboro Gazette on the 24th day of May, 2012, that date being more than seven days before the time specified for said meeting.



BRUCE GATES
Police Chief

ANNUAL TOWN MEETING

JUNE 11, 2012

The Annual Town Meeting was called to order immediately after the dissolution of the Special Town Meeting, at 7:19 PM. A point of order was brought to the Moderator's attention that the Annual Town Meeting was not supposed to begin until 7:30 PM. The Moderator consulted with Town Counsel and yielded to the point of order, announced the Annual Town Meeting would start promptly at 7:30 PM and declared a ten minute recess. The Annual Town Meeting was officially called to order at 7:30 PM by the Moderator with a quorum still being present, in the Middleborough High School Auditorium.

The Moderator announced that the warrant had been posted, served and returned in a proper fashion by Police Chief Bruce Gates.

The Moderator offered an explanation in reference to the Budget, Article 2, detailing the following procedures:

The Finance Committee will introduce a motion in each individual category and/or department, followed by a second, which will be indicative of their collective recommendation to this meeting. The Moderator will allow a slight pause after each motion; if anyone desires discussion or amendment on that section simply call out hold and that department will be set aside for further discussion when we get through all of them. At the end of the article, the Moderator will entertain a motion to appropriate the amounts recommended by the Finance Committee for all items not set aside; after that the Moderator will revert back to all items set aside and take them up in order for discussion, possible amendment, rejection or other disposition. The Moderator will entertain a motion to appropriate the amounts recommended by the Finance Committee for all other items not set aside for discussion.

A motion was made and seconded to take Article 24 out of order. The motion was **defeated** by a majority vote.

ARTICLE 1: There were no committee reports.

Prior to moving Article 2, the following statement was read by Richard Pavadore, Chairman of the Finance Committee:

The Fiscal Year 2013 budget book presented to you tonight has been prepared and approved by the Finance Committee. It is in agreement with the budget provided to us by the Town Manager, School Committee and Board of Selectmen. The Finance Committee prepares this recommended book to Town Meeting to help you finalize the spending plan for our town. Our recommendation before you provides a comprehensive and fiscally sustainable budget to each department. A balanced budget should provide all the necessary Town services within the constraints of our anticipated revenues. This book balances those needs and services requested by all department heads to operate their departments against the anticipated revenues available to the Town.

Based on this year's anticipated revenues, the Finance Committee is recommending a modest increase in most departmental budgets as compared to Fiscal Year 2012. The School Department has received an increase in Chapter 70 state aid funding which allows us to recommend an increase in the school budget for this fiscal year. Chapter 70 money is specified for school expenses and is administered by the School Committee as they best see fit.

The budget book before you tonight shows the estimated revenues for fiscal year 2013 at \$72,527,362.00. This represents an increase of \$ 1,598,737.00 or 2.3% from last year. The revenues are used to cover all town expenses including the budget, other Town Meeting articles that you will vote tonight and in future Special Town Meetings, and various assessments that we have to pay for in any given year.

Middleborough has also received significant savings this year in the Debt Services and Employee Fringe benefits budgets. The Employee Fringe benefits budget is essentially level funded from last year which estimates a net savings of close to \$1M. The Debt Services budget was reduced by almost \$400,000 (or 7.1%) from last year. These massive savings allowed us to put that extra revenue directly into the operating budget that translates to better and more accessible town services to you.

Based on the estimated revenues for this year, and the noted savings, the Finance Committee is recommending an increase in General Government spending by approximately 1.1% and an increase in the School Department operating budget by 3.1% in order to fund all of our expenses and provide a balanced budget.

Our recommendations to you tonight are based on the bottom line value, or total dollar of each department's budget as listed in your book. Individual line items within all budgets are completed and maintained by each department head to meet this figure. The line items can be adjusted by them throughout the year to provide the best service to you for their department. Your vote tonight will be a bottom line figure only.

We ask that as you consider any possible amendments to our balanced budget, be aware that additional monies allocated and voted to one department, must be eventually taken from another, either at tonight's meeting or one in the future, unless additional revenues are brought forward to supplement the expense.

An important point to remember is the Town Meeting does not increase the Town's Revenues, it can only decide on where the available money is spent.

We thank you all for attending this meeting and hope we can answer your questions as we go along.

In our main budget motion, the Finance Committee will read the main motion once, followed by each department name and number along with the total shown at the bottom of each page. We will provide a short pause before reading the following department budget. During that pause, if any Town Meeting member would like to discuss or consider that budget further, you can call out a HOLD from the floor. The Moderator will take note of the hold and following the reading of the entire budget book, we will go back to all those budgets that have a HOLD to discuss them in more detail and vote them individually. Town Meeting can vote the remaining budgets without any holds as one vote.

ARTICLE 2: Voted by a majority vote that

- \$ 1,854,128.00 be transferred from the sales of water to the FY2013 General Fund Budget.
- \$ 689,292.00 be transferred from the sales of wastewater to the FY2013 General Fund Budget.
- \$ 2,036,936.00 be transferred from the sales of Gas and Electric to the FY2013 General Fund Budget.
- \$ 365,864.00 be transferred from the revenues of the Trash Enterprise Fund to the FY 2013 General Fund Budget.

Further voted that

- \$ 300,000.00 to be transferred from the Council on Aging Trust fund to department 541, Council on Aging Budget.

Further voted that

- \$ 300,000.00 to be transferred from the landfill stabilization account to department 710, the Debt Services budget

Further voted to raise and appropriate by **taxation** or available funds in the treasury the following sums of money for the operating budgets of various departments of the Town for Fiscal Year 2013, beginning July 1, 2012, as presented in the Finance Committee budget book as follows:



FINANCE COMMITTEE

DEPARTMENT: 111

Account Number		
	PERSONNEL	
511105	REG. PAY RECORDING SECRETARY (1 P/T)	\$4,176.00
	TOTAL PERSONNEL	\$4,176.00
	PURCHASE OF SERVICES	
534300	POSTAGE	\$0.00
	TOTAL PURCHASE OF SERVICES	\$0.00
	CONSUMABLE SUPPLIES	
542100	OFFICE & STATIONARY	\$50.00
542400	PRINTING	\$215.00
	TOTAL CONSUMABLE SUPPLIES	\$265.00
	OTHER CHARGES & EXPENSES	
571000	IN STATE TRAVEL	\$100.00
573100	DUES	\$265.00
	TOTAL OTHER CHARGES & EXPENSES	\$365.00
	TOTAL OPERATING EXPENSES	\$630.00
	TOTAL DEPARTMENT	\$4,806.00



SELECTMEN

DEPARTMENT: 122

Account Number		
	PERSONNEL	
511101	REG. PAY CLERICAL (1 F/T)	\$53,820.00
512700	TEMPORARY CLERICAL	\$0.00
514600	LONGEVITY	\$0.00
	TOTAL PERSONNEL	\$53,820.00
	PURCHASE OF SERVICES	
524100	BUILDING & GROUND MTCE.	\$0.00
529000	S.E.M.A.S.S.	\$0.00
530500	ENGINEERING & CONSULTING	\$0.00
534300	POSTAGE	\$502.00
534800	LABOR COUNSEL	\$0.00
	TOTAL PURCHASE OF SERVICES	\$502.00
	CONSUMABLE SUPPLIES	
542000	TOWN REPORTS	\$0.00
542100	OFFICE & STATIONERY	\$250.00

542400	PRINTING	\$200.00
	TOTAL CONSUMABLE SUPPLIES	\$450.00
	OTHER CHARGES & EXPENSES	
571000	IN STATE TRAVEL	\$0.00
573100	DUES	\$2,600.00
	TOTAL OTHER CHARGES & EXPENSES	\$2,600.00
	TOTAL OPERATING EXPENSES	\$3,552.00
	TOTAL DEPARTMENT	\$57,372.00
TOWN MANAGER		
DEPARTMENT: 123		

Account Number		
	PERSONNEL	
511102	REG. PAY TOWN MANAGER (1 F/T)	\$151,776.00
511103	REG. PAY ASST. TO TOWN MANAGER (1 F/T)	\$51,098.00
512700	TEMPORARY PERSONNEL	\$0.00
514600	LONGEVITY	\$0.00
519700	SICK LEAVE BUY BACK	\$0.00
	TOTAL PERSONNEL	\$202,874.00
	PURCHASE OF SERVICES	
524100	CONSULTING SERVICES	\$0.00
524600	MACHINE MTCE.	\$0.00
532200	TRAINING	\$2,000.00
534300	POSTAGE	\$500.00
	TOTAL PURCHASE OF SERVICES	\$2,500.00
	CONSUMABLE SUPPLIES	
542100	OFFICE & STATIONERY	\$400.00
542200	PHOTO COPY SUPPLIES	\$0.00
542400	PRINTING	\$150.00
548900	SUNDRY VEHICLES	\$150.00
	TOTAL CONSUMABLE SUPPLIES	\$700.00
	OTHER CHARGES & EXPENSES	
571000	IN STATE TRAVEL	\$0.00
573100	DUES	\$0.00
575300	BOND	\$127.00
	TOTAL OTHER CHARGES & EXPENSES	\$127.00
	TOTAL OPERATING EXPENSES	\$3,327.00
	TOTAL DEPARTMENT	\$206,201.00

TOWN ACCOUNTANT

DEPARTMENT: 135

Account Number		
	PERSONNEL	
511101	REG. PAY CLERICAL FT (1 F/T)	\$43,150.00
511111	REG. PAY TOWN ACCOUNTANT (1 F/T)	\$79,979.00
511103	REG PAY ASSISTANT TOWN ACCOUNTANT	\$0.00
511104	REG. PAY CLERICAL P.T.	\$0.00
511121	TEMPORARY LABOR	\$0.00
519400	SCHOOLS	\$0.00
	TOTAL PERSONNEL	\$123,129.00
	PURCHASE OF SERVICES	
530400	CONTRACTED SERVICES- Fixed Assets	\$0.00
532200	TRAINING	\$0.00
534300	POSTAGE	\$0.00
	TOTAL PURCHASE OF SERVICES	\$0.00
	CONSUMABLE SUPPLIES	
542100	OFFICE & STATIONERY	\$300.00
542400	PRINTING	\$0.00
542900	SUNDRY EXPENSES	\$0.00
	TOTAL CONSUMABLE SUPPLIES	\$300.00
	OTHER CHARGES & EXPENSES	
571000	IN STATE TRAVEL	\$387.00
573100	DUES	\$0.00
575300	BOND	\$0.00
	TOTAL OTHER CHARGES & EXPENSES	\$387.00
	TOTAL OPERATING EXPENSES	\$687.00
	TOTAL DEPARTMENT	\$123,816.00

ASSESSORS

DEPARTMENT: 141

Account Number		
	PERSONNEL	
511101	REG. PAY CLERICAL F.T. (3 F/T)	\$122,254.00
511104	REG. PAY CLERICAL P.T. (1 P/T)	\$28,439.00
511114	ASSESSOR/APPRaiser (1 F/T)	\$88,159.00
511202	REG. PAY ASSISTANT ASSESSOR	\$0.00
514600	LONGEVITY	\$675.00
	TOTAL PERSONNEL	\$239,527.00
	PURCHASE OF SERVICES	
524200	MAP MTCE.	\$1,000.00
524500	VEHICLE MTCE	\$50.00
524600	MACHINE MTCE.	\$1.00
529400	BINDING	\$400.00
530800	REGISTRY FEES/PROBATE SERVICE	\$550.00
531500	CONTRACTED SERVICES	\$7,310.00
534300	POSTAGE	\$1,000.00
	TOTAL PURCHASE OF SERVICES	\$10,311.00
	CONSUMABLE SUPPLIES	
542100	OFFICE & STATIONERY	\$1,000.00
542200	PHOTO COPY SUPPLIES	\$0.00
542400	PRINTING	\$280.00
542900	SUNDRY EXPENSES	\$50.00
	TOTAL CONSUMABLE SUPPLIES	\$1,330.00
	OTHER CHARGES & EXPENSES	
571000	IN STATE TRAVEL	\$1,200.00
573100	DUES	\$425.00
573200	SUBSCRIPTIONS	\$463.00
	TOTAL OTHER CHARGES & EXPENSES	\$2,088.00
	TOTAL OPERATING EXPENSES	\$13,729.00
	TOTAL DEPARTMENT	\$253,256.00
TREASURER & COLLECTOR		
DEPARTMENT: 145		

Account Number		
	PERSONNEL	
015116	REG. PAY TREASURER & COLLECTOR (1 F/T)	\$93,777.00
511101	REG. PAY CLERICAL F.T. (6 F/T)	\$206,452.00
511104	REG. PAY CLERICAL P.T.	\$0.00
511117	REG. PAY ASST. TREAS. & COLLECTOR (1 F/T)	\$65,598.00
512700	TEMPORARY PERSONNEL	\$0.00
513100	OVERTIME PAY	\$0.00

514600	LONGEVITY	\$1,225.00
519700	SICK LEAVE BUY BACK	\$0.00
TOTAL PERSONNEL		\$367,052.00
PURCHASE OF SERVICES		
524600	MACHINE MTCE.	\$1,300.00
530400	LEASE & TAX TITLE PROGRAM	\$1,700.00
530800	LIENS & TAX TITLE	\$264.00
531000	TAX TITLE	\$0.00
531100	TAX FORECLOSURES	\$0.00
534200	BANK SERVICE CHARGES	\$6,000.00
534300	POSTAGE	\$25,000.00
TOTAL PURCHASE OF SERVICES		\$34,264.00
CONSUMABLE SUPPLIES		
542100	OFFICE & STATIONERY	\$2,961.00
542400	PRINTING	\$12,500.00
542900	SUNDRY OFFICE	\$0.00
TOTAL CONSUMABLE SUPPLIES		\$15,461.00
OTHER CHARGES & EXPENSES		
571000	IN STATE TRAVEL	\$1,100.00
573100	DUES	\$200.00
575300	BONDS	\$1,808.00
TOTAL OTHER CHARGES & EXPENSES		\$3,108.00
CAPITAL OUTLAY		
585201	NEW PHONE	\$0.00
585900	NEW SOFTWARE	\$0.00
TOTAL CAPITAL OUTLAY		\$3,108.00
TOTAL OPERATING EXPENSES		\$52,833.00
TOTAL DEPARTMENT		\$419,885.00
LAW		
DEPARTMENT: 151		

Account Number		
PERSONNEL		
511118	DRAWING ACCOUNT	\$0.00
511115	REG. PAY	\$60,000.00
TOTAL PERSONNEL		\$60,000.00
PURCHASE OF SERVICES		
530300	LEGAL COST	\$4,500.00
530400	CONSULTANT SPECIAL COUNSEL	\$64,000.00
TOTAL OPERATING EXPENSES		\$68,500.00
TOTAL DEPARTMENT		\$128,500.00

INFORMATION TECHNOLOGY

DEPARTMENT: 155

Account Number		
	PERSONNEL	
511115	REG. PAY ADMINISTRATOR (1 F/T)	\$67,566.00
511143	REG. PAY IT DIRECTOR (1 F/T)	\$36,281.00
511301	ADMINISTRATIVE TECHNICAL ASSISTANT	\$39,560.00
514600	LONGEVITY	\$400.00
	TOTAL PERSONNEL	\$143,807.00
	PURCHASE OF SERVICES	
524600	EQUIPMENT MTCE.	\$17,370.00
524601	SOFTWARE MTCE.	\$57,505.00
526900	OTHER MTCE.	\$1.00
530400	DATA PROCESSING CONSULTANT	\$32,194.00
531401	INTERNET/SHIPPING SUPPORT	\$100.00
531402	ASSOCIATIONS	\$175.00
531500	TEMPORARY HELP	\$1.00
532200	TRAINING	\$2,340.00
534300	POSTAGE	\$1.00
	TOTAL PURCHASE OF SERVICES	\$109,687.00
	CONSUMABLE SUPPLIES	
542500	COMPUTER SUPPLIES	\$12,660.00
542700	PRINTING	\$6,482.00
	TOTAL CONSUMABLE SUPPLIES	\$19,142.00
	OTHER CHARGES & EXPENSES	
571000	IN STATE TRAVEL	\$1.00
573200	SUBSCRIPTIONS	\$1.00
	TOTAL OTHER CHARGES & EXPENSES	\$2.00
	CAPITAL OUTLAY	
585200	NEW EQUIPMENT	\$1.00
585900	NEW SOFTWARE PROGRAMS	\$1.00
	TOTAL CAPITAL OUTLAY	\$2.00
	TOTAL OPERATING EXPENSES	\$128,833.00
	TOTAL DEPARTMENT	\$272,640.00

<p style="text-align: center;">TOWN CLERK</p> <p style="text-align: center;">DEPARTMENT: 161</p>
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Account Number		
	PERSONNEL	
511101	REG. PAY CLERICAL F.T. (1 F/T)	\$51,784.00
511104	REG. PAY CLERICAL P.T. (1 P/T)	\$17,462.43
511111	REG. PAY TOWN CLERK (1 F/T)	\$71,846.00
519400	SCHOOLS/TRAINING	\$775.00
519700	SICK LEAVE BUY-BACK	\$0.00
	TOTAL PERSONNEL	\$141,867.43
	PURCHASE OF SERVICES	
524600	EQUIPMENT MTCE.	\$650.00
529400	RECORD BINDING	\$950.00
534300	POSTAGE	\$800.00
	TOTAL PURCHASE OF SERVICES	\$2,400.00
	CONSUMABLE SUPPLIES	
542100	OFFICE & STATIONERY	\$500.00
542400	PRINTING	\$1,500.00
	TOTAL CONSUMABLE SUPPLIES	\$2,000.00
	OTHER CHARGES & EXPENSES	
571000	IN STATE TRAVEL	\$319.00
555401	RESTORATION OF RECORDS	\$0.00
573100	DUES	\$350.00
573400	LAW BOOKS	\$0.00
575300	BOND	\$175.00
	TOTAL OTHER CHARGES & EXPENSES	\$844.00
	TOTAL OPERATING EXPENSES	\$5,244.00
	TOTAL DEPARTMENT	\$147,111.43
ELECTIONS & REGISTRATION		
DEPARTMENT: 162		

Account Number		
	PERSONNEL	
511104	CLERK (1)	\$600.00
511106	CHAIRMAN & REGISTRARS (5)	\$1,197.00
511108	ELECTION OFFICERS (36)	\$22,000.00
511109	ELECTION POLICE OFFICERS (6)	\$8,065.00
511163	CUSTODIAL	\$2,000.00
	TOTAL PERSONNEL	\$33,862.00

	PURCHASE OF SERVICES	
530400	COMPUTER SERVICE	\$6,250.00
534300	POSTAGE	\$5,000.00
534400	ELECTION TABULATION/SUPPLIES	\$3,500.00
	TOTAL PURCHASE OF SERVICES	\$14,750.00
	CONSUMABLE SUPPLIES	
542400	PRINTING	\$6,500.00
542900	SUNDRY EXPENSE	\$3,000.00
573200	OTHER CHARGE & EXPENSES	\$0.00
	TOTAL CONSUMABLE SUPPLIES	\$9,500.00
	TOTAL OPERATING EXPENSES	\$24,250.00
	TOTAL DEPARTMENT	\$58,112.00
CONSERVATION COMMISSION		
DEPARTMENT: 171		

Account Number		
	PERSONNEL	
511104	REG. PAY CLERICAL P.T. (1)	\$28,044.00
511155	REG. PAY CONSERVATION AGENT (1)	\$73,121.00
514600	LONGEVITY	\$0.00
519700	SICK LEAVE BUY BACK	\$0.00
	TOTAL PERSONNEL	\$101,165.00
	PURCHASE OF SERVICES	
524600	EQUIPMENT MTCE.	\$79.00
531600	CONTRACTED SERVICES	\$0.00
582500	DAMS AND CULVERTS	\$0.00
534300	POSTAGE	\$400.00
	TOTAL PURCHASE OF SERVICES	\$479.00
	CONSUMABLE SUPPLIES	
542100	OFFICE & STATIONERY	\$100.00
542400	PRINTING	\$100.00
542900	SUNDRY EXPENSES	\$1.00
	TOTAL CONSUMABLE SUPPLIES	\$201.00
	OTHER CHARGES & EXPENSES	
571000	IN STATE TRAVEL	\$400.00
573100	DUES	\$1.00
	TOTAL OTHER CHARGES & EXPENSES	\$401.00
	TOTAL OPERATING EXPENSES	\$1,081.00
	TOTAL DEPARTMENT	\$102,246.00

PLANNING BOARD

DEPARTMENT: 175

Account Number		
	PERSONNEL	
511101	REG. PAY CLERICAL (1 P/T)	\$0.00
511103	REG PAY CONSTRUCTION ADMINISTRATOR (1 F/T)	\$58,760.16
511104	REG. PAY CLERICAL PT (2 P/T)	\$30,426.00
511105	REG. PAY RECORDING SECRETARY (1 P/T)	\$2,300.00
511119	REG. PAY PLANNER (1 F/T)	\$88,158.10
514600	LONGEVITY	\$575.00
519400	SCHOOLS	\$0.00
	TOTAL PERSONNEL	\$180,219.26
	PURCHASE OF SERVICES	
524600	EQUIPMENT MTCE.	\$1,572.00
531600	EMERGENCY CONTRACTED SERVICES	\$0.00
534300	POSTAGE	\$200.00
	TOTAL PURCHASE OF SERVICES	\$1,772.00
	CONSUMABLE SUPPLIES	
542100	OFFICE & STATIONERY	\$300.00
542200	PHOTOCOPY SUPPLIES	\$400.00
	TOTAL CONSUMABLE SUPPLIES	\$700.00
	OTHER CHARGES & EXPENSES	
571000	IN STATE TRAVEL	\$700.00
573100	DUES	\$460.00
573300	LICENSES	\$0.00
	TOTAL OTHER CHARGES & EXPENSES	\$1,160.00
	TOTAL OPERATING EXPENSES	\$3,632.00
	TOTAL DEPARTMENT	\$183,851.26

ZONING BOARD

DEPARTMENT: 176

Account Number		
	PERSONNEL	
511104	REG. PAY CLERICAL PT (1 P/T)	\$29,655.00
514600	LONGEVITY	\$0.00
	TOTAL PERSONNEL	\$29,655.00
	PURCHASE OF SERVICES	
534300	POSTAGE	\$200.00
	TOTAL PURCHASE OF SERVICES	\$200.00

542100 542400	CONSUMABLE SUPPLIES	
	OFFICE & STATIONERY	\$200.00
	PRINTING	\$0.00
	TOTAL CONSUMABLE SUPPLIES	\$200.00
	TOTAL OPERATING EXPENSES	\$400.00
	TOTAL DEPARTMENT	\$30,055.00
ADMINISTRATIVE OFFICE BUILDING		
DEPARTMENT: 193		

Account Number		
	PERSONNEL	
511120	REG. PAY CUSTODIAL (2PT)	\$25,888.00
511121	TEMPORARY LABOR	\$0.00
514600	LONGEVITY	\$0.00
519100	UNIFORMS	\$0.00
	TOTAL PERSONNEL	\$25,888.00
	PURCHASE OF SERVICES	
521300	BLDG. ELECTRICITY	\$50,000.00
521500	BLDG. HEAT GAS	\$35,791.00
523100	WATER & SEWER	\$2,500.00
524100	BLDG. & GROUNDS MTCE.	\$14,700.00
529100	CUSTODIAL & SERVICE CONT.	\$8,500.00
	TOTAL PURCHASE OF SERVICES	\$111,491.00
	CONSUMABLE SUPPLIES	
543000	BLDG. REPAIRS & MTCE.	\$5,000.00
545000	CUSTODIAL & HOUSEKEEPING	\$2,000.00
	TOTAL CONSUMABLE SUPPLIES	\$7,000.00
	TOTAL OPERATING EXPENSES	\$118,491.00
	TOTAL DEPARTMENT	\$144,379.00

POLICE DEPARTMENT

DEPARTMENT : 210

Account Number		
	PERSONNEL	
511009	E911 COORDINATOR	\$18,725.00
511101	REG. PAY CLERICAL F.T.	\$81,223.00
511103	REG. PAY ADM. ASSISTANT	\$67,128.00
511104	REG. PAY CLERICAL P.T.	\$0.00
511120	REG. PAY CUSTODIAL	\$45,848.00
511121	REG. PAY TEM. SPEC MATR	\$5,250.00
511122	REG. PAY CHIEF	\$126,480.00
511123	REG. PAY LIEUTENANTS (4)	\$267,760.00
511124	REG. PAY SERGEANTS (7)	\$482,056.00
511125	REG. PAY DETECTIVES (3)	\$211,283.00
511126	REG. PAY OFFICERS (24)	\$1,289,134.00
511127	DISPATCHERS	\$0.00
512101	TEMPORARY LABOR	\$16,800.00
513100	OVERTIME PAY	\$140,977.00
513500	COURT TIME	\$57,284.00
514100	NIGHT SHIFT DIFFERENTIAL	\$151,558.00
514600	LONGEVITY	\$275.00
515500	HOLIDAY	\$120,217.00
519200	BADGES, BUTTONS, ETC.	\$3,000.00
519300	CLOTHING ALLOWANCE	\$67,000.00
519400	SCHOOLS & TRAINING	\$22,620.00
519500	CAREER INCENTIVE	\$278,636.00
519600	SPECIALISTS PAY	\$38,783.00
519700	SICK LEAVE BUY BACK	\$0.00
	TOTAL PERSONNEL	\$3,492,037.00
	PURCHASE OF SERVICES	
521100	BLDG. ELECTRICITY	\$14,300.00
521500	BLDG. HEAT GAS	\$12,978.00
523100	WATER & SEWER	\$1,000.00
524100	BLDG. & GROUNDS MTCE.	\$4,400.00
524500	VEHICLE MTCE.	\$24,110.00
524800	COMMUN. EQUIPMENT MTCE.	\$4,000.00
526900	OTHER EQUIPMENT MTCE.	\$14,668.00
534300	POSTAGE	\$1,500.00
538100	ANIMAL & PEST CONTROL	\$200.00
539800	SPECIAL INVESTIGATIONS	\$1,500.00
	TOTAL PURCHASE OF SERVICES	\$78,656.00
	SUPPLIES	
542100	OFFICE & STATIONERY	\$4,000.00
542200	PHOTO COPY SUPPLIES	\$1,250.00
542400	PRINTING	\$1,500.00
542600	TELETYPE SUPPLIES	\$500.00
542900	SUNDRY OFFICE	\$550.00

543000	BLDG. & GROUNDS MTCE.	\$500.00
545000	CUSTODIAL & HOUSEKEEPING	\$2,880.00
548100	OIL & FILTERS	\$2,291.00
548200	TIRES	\$4,500.00
548900	SUNDRY VEHICLES	\$50.00
549400	PRISONER'S EXPENSE	\$200.00
550000	MEDICAL EXPENSE	\$500.00
558200	PHOTO & FINGERPRINTING	\$2,500.00
558300	BREATHALIZER PARTS	\$500.00
558500	AMMUNITION	\$10,000.00
TOTAL CONSUMABLE SUPPLIES		\$31,721.00
OTHER CHARGES & EXPENSES		
571000	IN STATE TRAVEL	\$500.00
573100	DUES	\$3,734.00
573200	SUBSCRIPTIONS	\$220.00
573400	LAW BOOKS	\$3,000.00
585205	NEW EQUIP	\$0.00
TOTAL OTHER CHARGES & EXPENSES		\$7,454.00
TOTAL OPERATING EXPENSES		\$117,831.00
TOTAL DEPARTMENT		\$3,609,868.00
FIRE DEPARTMENT		
DEPARTMENT : 220		

Account Number		
PERSONNEL		
511000	COORDINATOR STIPEND	\$650.00
511110	REG PAY ADMINISTRATIVE ASSISTANT	\$65,598.00
511122	REG. PAY CHIEF	\$113,000.00
511132	REG. PAY DEPUTY CHIEF	\$1.00
511133	REG. PAY CAPTAINS (5)	\$436,492.16
511134	REG. PAY FIREFIGHTERS (22)	\$1,033,737.85
511135	REG. PAY CALLMEN	\$30,000.00
511143	DIRECTORS STIPEND	\$620.00
511500	REG. PAY LIEUTENANTS (4)	\$262,300.48
512500	FOREST FIRE WAGES	\$1.00
513100	OVERTIME PAY	\$100,000.00
514100	NIGHT SHIFT DIFFERENTIAL	\$65,510.64
514600	LONGEVITY	\$400.00
515500	HOLIDAY	\$118,562.54
518800	PROTECTIVE CLOTHING	\$5,750.00
519100	UNIFORMS	\$32,357.00
519400	SCHOOLS	\$12,100.00
519700	SICK LEAVE BUYBACK	\$0.00
519500	CAREER INCENTIVE	\$103,264.72
TOTAL PERSONNEL		\$2,380,345.39

	PURCHASE OF SERVICES	
521100	BLDG. ELECTRICITY	\$19,765.00
521300	BLDG. HEAT GAS	\$16,833.00
523100	WATER & SEWER	\$2,200.00
524100	BLDG. & GROUNDS MTCE.	\$3,000.00
524800	BEEPER TELEPHONE PAGING	\$250.00
524500	VEHICLE MTCE.	\$35,000.00
524600	OFFICE EQUIPMENT MTCE.	\$750.00
524700	COMMUNICATION EQUIPMENT	\$4,000.00
524800	OTHER EQUIPMENT MTCE.	\$6,000.00
529600	LAUNDRY SERVICE	\$200.00
530100	MEDICAL EXAMS	\$2,000.00
530500	ENGINEERING	\$1.00
531600	EMERGENCY CONTRACTED SERVICES	\$2,500.00
534300	POSTAGE	\$275.00
539700	CONSTABLE SERVICE	\$200.00
538200	FIRE EXT. SERVICE	\$1.00
	TOTAL PURCHASE OF SERVICES	\$92,975.00
	CONSUMABLE SUPPLIES	
542100	OFFICE & STATIONERY	\$1,500.00
542200	PHOTO COPY SUPPLIES	\$50.00
542300	CAMERA SUPPLIES	\$250.00
542400	PRINTING	\$450.00
542900	SUNDRY OFFICE	\$500.00
543000	BLDG. & GROUNDS MTCE.	\$3,000.00
545000	CUSTODIAL & HOUSEKEEPING	\$3,000.00
546000	GROUNDSKEEPING SUPPLIES	\$500.00
548200	TIRES	\$2,100.00
548500	FIRE ALARM MATERIAL	\$50.00
548501	HOSE REPLACEMENT & NEW EQUIPMENT	\$3,500.00
548900	SUNDRY VEHICLES	\$12,000.00
558400	FIRE PREVENTION MATERIAL	\$1,725.00
	TOTAL CONSUMABLE SUPPLIES	\$28,625.00
	OTHER CHARGES & EXPENSES	
571000	IN STATE TRAVEL	\$300.00
573100	DUES	\$1,200.00
573200	SUBSCRIPTIONS	\$500.00
573900	S.A.R.A.	\$1,200.00
	TOTAL OTHER CHARGES & EXPENSES	\$3,200.00
	TOTAL OPERATING EXPENSES	\$124,800.00
	TOTAL DEPARTMENT	\$2,505,145.39

BUILDING DEPARTMENT

DEPARTMENT: 241

Account Number		
	PERSONNEL	
511101	REG PAY CLERICAL F.T.	\$46,006.00
511104	REG PAY CLERICAL PT	\$17,991.00
511137	BUILDING COMMISSIONER	\$88,150.40
511138	REG PAY ASST BLDG INSPECTOR	\$21,090.00
511139	REG PAY PLUMBING & GAS INSP	\$65,603.20
511140	REG PAY WIRING INSPECTOR	\$67,566.00
511141	REG PAY ALTERNATES	\$1,800.00
511204	REG PAY LOCAL INSPECTOR #2	\$1.00
513100	OVERTIME PAY	\$1.00
514600	LONGEVITY	\$875.00
519700	SICK LEAVE BUY BACK	\$1.00
	TOTAL PERSONNEL	\$309,084.60
	PURCHASE OF SERVICES	
524500	VEHICLE MTCE.	\$200.00
524600	EQUIPMENT MTCE.	\$2,569.00
524800	COMMUNICATION EQUIPMENT MTCE.	\$0.00
534300	POSTAGE	\$300.00
539700	CONSTABLE SERVICE	\$1.00
	TOTAL PURCHASE OF SERVICES	\$3,070.00
	CONSUMABLE SUPPLIES	
542100	OFFICE & STATIONERY	\$500.00
542300	MAPS & CAMERA SUPPLIES	\$0.00
542400	PRINTING	\$500.00
548200	TIRES	\$300.00
	TOTAL CONSUMABLE SUPPLIES	\$1,300.00
	OTHER CHARGES & EXPENSES	
571000	IN STATE TRAVEL	\$800.00
573100	DUES	\$450.00
573300	LICENSES	\$0.00
	TOTAL OTHER CHARGES & EXPENSES	\$1,250.00
	TOTAL OPERATING EXPENSES	\$5,620.00
	TOTAL DEPARTMENT	\$314,704.60

SEALER WGTS. & MEASURES

DEPARTMENT: 244

Account Number		
	PERSONNEL	
511142	REG PAY SEALER	\$5,772.00
	TOTAL PERSONNEL	\$5,772.00
	PURCHASE OF SERVICES	
534300	POSTAGE	\$18.00
	TOTAL PURCHASE OF SERVICES	\$18.00
	CONSUMABLE SUPPLIES	
542900	SUNDRY EXPENSES	\$28.00
	TOTAL CONSUMABLE SUPPLIES	\$28.00
	OTHER CHARGES & EXPENSES	
571000	IN STATE TRAVEL	\$39.00
	TOTAL OTHER CHARGES & EXPENSES	\$39.00
	CAPITAL OUTLAY	
	NEW EQUIPMENT	\$0.00
	TOTAL CAPITAL OUTLAY	\$0.00
	TOTAL OPERATING EXPENSES	\$85.00
	TOTAL DEPARTMENT	\$5,857.00

ANIMAL CONTROL

DEPARTMENT: 292

Account Number		
	PERSONNEL	
511130	REG. PAY DOG OFFICER (1 F/T)	\$64,524.00
512100	REG. PAY DOG OFFICER P.T.	\$27,139.00
513100	OVERTIME	\$0.00
514600	LONGEVITY	\$175.00
519100	UNIFORMS	\$0.00
	TOTAL PERSONNEL	\$91,838.00
	PURCHASE OF SERVICES	
521100	BLDG. ELECTRICITY	\$1,000.00
521500	BLDG. HEAT GAS	\$3,490.00
523100	WATER & SEWER	\$680.00
524500	VEHICLE MTCE.	\$500.00
	TOTAL PURCHASE OF SERVICES	\$5,670.00

	CONSUMABLE SUPPLIES	
542900	SUNDRY EXPENSES	\$0.00
543000	BLDG. REPAIRS & MTCE.	\$1,600.00
545000	CUSTODIAL & HOUSEKEEPING	\$200.00
548900	SUNDRY VEHICLES	\$0.00
558800	CARE & DISPOSAL OF DOGS	\$3,050.00
	TOTAL CONSUMABLE SUPPLIES	\$4,850.00
	OTHER CHARGES & EXPENSES	
571000	IN STATE TRAVEL	\$0.00
573000	SUBSCRIPTION CERTIFICATION	\$100.00
	TOTAL OTHER CHARGES & EXPENSES	\$100.00
	TOTAL OPERATING EXPENSES	\$10,620.00
	TOTAL DEPARTMENT	\$102,458.00

DPW ADMINISTRATION

DEPARTMENT: 421

Account Number		
	PURCHASE OF SERVICES	
521100	BLDG. ELECTRICITY	\$3,750.00
521500	BLDG. HEAT GAS	\$7,173.00
523100	WATER & SEWER	\$150.00
524100	BLDG. & GROUNDS MTCE.	\$556.00
525600	CUSTODIAL SERVICE	\$825.00
534300	POSTAGE	\$110.00
	TOTAL PURCHASE OF SERVICES	\$12,564.00
	CONSUMABLE SUPPLIES	
542100	OFFICE & STATIONERY	\$375.00
542400	PRINTING	\$153.00
543000	BLDG. REPAIRS & MTCE.	\$1,491.00
545000	CUSTODIAL & HOUSEKEEPING	\$95.00
	TOTAL CONSUMABLE SUPPLIES	\$2,114.00
	TOTAL OPERATING EXPENSES	\$14,678.00
	TOTAL DEPARTMENT	\$14,678.00

DPW HIGHWAY

DEPARTMENT: 422

Account Number		
	SNOW REMOVAL	
15293	SNOW REMOVAL	\$50,000.00
15301	SNOW REMOVAL - GASOLINE	\$1,000.00
15302	SNOW REMOVAL - DIESEL	\$4,000.00
	TOTAL SNOW REMOVAL	\$55,000.00
	PERSONNEL	
511101	REG PAY CLERICAL F.T.	\$23,161.00
511146	REG. PAY SUPERINTENDENT	\$69,846.00
511147	REG. PAY SUPERVISORS	\$81,492.00
511148	REG. PAY LABOR	\$397,825.00
511149	POLICE/FLAGMEN	\$27,519.00
513100	OVERTIME PAY	\$19,970.00
514500	STANDBY	\$9,518.00
514600	LONGEVITY	\$2.00
518900	FOUL WEATHER GEAR	\$825.00
519100	UNIFORMS & SHOES	\$6,332.00

519400	SCHOOLS	\$300.00
519700	SICK LEAVE BUY BACK	\$0.00
TOTAL PERSONNEL		\$636,790.00
PURCHASE OF SERVICES		
524400	ROAD MACHINERY MTCE.	\$15,000.00
524600	VEHICLE INSPECTIONS	\$1,645.00
524700	COMMUNICATION EQUIPMENT	\$500.00
524900	TRAFFIC CONTROL EQUIPMENT	\$1,100.00
525000	HEAVY EQUIPMENT EXCAVATOR	\$5,000.00
525400	HOT TOP MATERIALS	\$46,063.00
525500	TRAFFIC MARKING & PAINT	\$23,390.00
529802	ENGINEERING & CONSULTING	\$0.00
TOTAL PURCHASE OF SERVICES		\$92,698.00
CONSUMABLE SUPPLIES		
543400	SMALL TOOL REPLACEMENT	\$2,000.00
548100	OIL/GREASE	\$10,000.00
548200	TIRES	\$5,000.00
548300	ROAD MACHINERY SUPPLIES	\$40,000.00
553200	GENERAL MATERIALS	\$21,909.00
553300	SURFACE DRAINS	\$15,000.00
553400	TRAFFIC & STREET SIGNS	\$5,000.00
TOTAL CONSUMABLE SUPPLIES		\$98,909.00
OTHER CHARGES & EXPENSES		
573100	DUES	\$500.00
573300	LICENSES	\$230.00
TOTAL OTHER CHARGES & EXPENSES		\$730.00
TOTAL OPERATING EXPENSES		\$192,337.00
TOTAL DEPARTMENT		\$884,127.00
DPW TREE WARDEN		
DEPARTMENT: 423		

Account Number		
PURCHASE OF SERVICES		
529100	DUTCH ELM DISEASE	\$903.00
529500	REMOVE & TRIM TREES	\$9,324.00
529700	STUMP REMOVAL	\$1,684.00
529800	MISCELLANEOUS	\$500.00
TOTAL PURCHASE OF SERVICES		\$12,411.00
TOTAL DEPARTMENT		\$12,411.00

HEALTH
DEPARTMENT: 521

Account Number		
	PERSONNEL	
511101	REG. PAY CLERICAL	\$39,897.00
511145	ANIMAL HEALTH INSPECTOR	\$0.00
511156	REG. PAY HEALTH OFF/INSPECTOR	\$88,159.00
511157	REG. PAY NURSES' AIDE	\$27,556.00
511158	REG. PAY NURSES	\$64,715.00
511200	REG PAY HEALTH INSPECTOR	\$67,566.00
514600	LONGEVITY	\$975.00
	TOTAL PERSONNEL	\$288,868.00
	PURCHASE OF SERVICES	
524600	MACHINE MTCE.	\$1,200.00
529000	HAZARDOUS WASTE REMOVAL	\$75.00
530600	LABORATORY TESTING	\$300.00
534300	POSTAGE	\$800.00
	TOTAL PURCHASE OF SERVICES	\$2,375.00
	CONSUMABLE SUPPLIES	
542100	OFFICE & STATIONERY	\$200.00
542400	PRINTING	\$0.00
548900	SUNDRY VEHICLES	\$1,000.00
	EMERGENCY ASSISTANCE	\$0.00
550100	NURSES' SUPPLIES & CLINIC	\$200.00
	TOTAL CONSUMABLE SUPPLIES	\$1,400.00
	OTHER CHARGES & EXPENSES	
571000	IN STATE TRAVEL	\$600.00
573000	SUBSCRIPTIONS	\$600.00
	TOTAL OTHER CHARGES & EXPENSES	\$1,200.00
	TOTAL OPERATING EXPENSES	\$4,975.00
	TOTAL DEPARTMENT	\$293,843.00
COUNCIL ON AGING		
DEPARTMENT: 541		

Account Number		
	PERSONNEL	
511101	REG. PAY ASST TO DIRECTOR	\$65,598.00
511120	REG. PAY CUSTODIAL F.T.	\$38,868.57
511130	REG. PAY DRIVER	\$116,540.05
511143	REG. PAY DIRECTOR	\$75,698.68
511159	RE. PAY ACTIVITY PLANNER	\$13,274.66

511164	REG. PAY DISPATCHERS	\$22,340.76
511168	REG. PAY COOK	\$23,297.00
511169	REG. PAY ASST. COOK	\$14,353.33
511170	REG. PAY KITCHEN AIDE	\$9,545.80
512700	TEMPORARY	\$1,011.76
512800	REG. PAY D.C. SUPERVISOR	\$31,857.83
512801	REG. PAY DAY CARE ASSISTANT	\$1.00
512802	REG. PAY DIRECT CARE ASSISTANT	\$9,468.82
512900	REG. PAY HEALTH COORD. (and outreach)	\$18,127.72
513000	REG. PAY D.C. REC. PLAN	\$18,048.16
513100	OVERTIME PAY	\$1.00
514600	LONGEVITY	\$750.00
519100	UNIFORMS	\$1.00
519400	STAFF DEVELOPMENT	\$1.00
519700	SICK-LEAVE BUY BACK	\$1.00
TOTAL PERSONNEL		\$458,786.14
PURCHASE OF SERVICES		
521100	BUILDING ELECTRICITY	\$19,817.44
521500	BLDG. HEAT & GAS	\$17,500.00
523000	WATER & SEWER	\$3,000.00
524100	BLDG. & GROUNDS MTCE.	\$9,985.00
524500	VEHICLE MTCE.	\$1,500.00
524600	OFFICE EQUIPMENT MTCE.	\$1,000.00
524700	EQUIPMENT MTCE.	\$7,500.00
527400	LEASING	\$0.00
534300	POSTAGE	\$776.89
538100	ANIMAL & PEST CONTROL	\$460.00
538200	FIRE EXT. SERVICE	\$500.00
538500	DUMPSTER	\$825.00
TOTAL PURCHASE OF SERVICES		\$62,864.33
CONSUMABLE SUPPLIES		
542100	OFFICE & STATIONERY	\$1,000.00
542400	PRINTING NEWSLETTER	\$0.00
542500	SUPPLIES	\$4,500.00
542900	SUNDRY OFFICE	\$100.00
543000	BUILDING & GROUNDS MTCE.	\$750.00
545000	CUSTODIAL & HOUSEKEEPING	\$2,000.00
548900	SUNDRY VEHICLES	\$300.00
549100	PERISHABLES	\$17,825.00
558000	PROGRAM SUPPLIES	\$200.00
TOTAL CONSUMABLE SUPPLIES		\$26,675.00
OTHER CHARGES & EXPENSES		
571000	IN STATE TRAVEL	\$1.00
TOTAL OTHER CHARGES & EXPENSES		\$1.00
TOTAL OPERATING EXPENSES		\$89,540.33
SUB-TOTAL DEPARTMENT		\$548,326.47
Less the following offset		\$300,000.00
TOTAL DEPARTMENT		\$248,326.47

VETERANS' SERVICES

DEPARTMENT: 543

Account Number		
	PERSONNEL	
511166	REG PAY AGENT	\$50,288.00
	TOTAL PERSONNEL	\$50,288.00
	PURCHASE OF SERVICES	
524500	VEHICLE MTCE	\$200.00
524600	OFFICE MACHINE MTCE	\$100.00
529000	CARE OF GRAVES	\$520.00
534300	POSTAGE	\$300.00
	TOTAL PURCHASE OF SERVICES	\$1,120.00
	CONSUMABLE SUPPLIES	
542100	OFFICE & STATIONERY	\$150.00
542200	PHOTO COPY SUPPLIES	\$0.00
558700	FLAG /GRAVE MARKERS	\$1,200.00
	TOTAL CONSUMABLE SUPPLIES	\$1,350.00
	OTHER CHARGES & EXPENSES	
571000	IN STATE TRAVEL	\$120.00
573100	DUES	\$75.00
577000	MEDICAL & CASH AID	\$450,000.00
577100	MEDICAL AID	\$0.00
577300	EMERGENCY AID	\$500.00
	TOTAL OTHER CHARGES & EXPENSES	\$450,695.00
	TOTAL OPERATING EXPENSES	\$453,165.00
	TOTAL DEPARTMENT	\$503,453.00
	LIBRARY	
	DEPARTMENT: 610	

Account Number		
	PERSONNEL	
511101	REG PAY CLERICAL FT	\$0.00
511104	REG PAY CLERICAL PT	\$103,437.60
511163	CUSTODIAL PT	\$23,717.20
511164	REG PAY ASSISTANT DIRECTOR	\$59,146.36
511167	REG PAY LIBRARIAN	\$80,676.96
511168	YOUTH LIB. PT	\$34,545.23
511169	REFERENCE LIB PT	\$35,870.59
511176	SYSTEMS LIBRARIAN	\$56,457.96
511177	SEC/BOOKKEEPER	\$25,104.04
514600	LONGEVITY	\$0.00
519500	EDUCATIONAL INCENTIVE	\$3,000.00

519501	EDUCATIONAL DEVELOPMENT	\$0.00
519700	SICK-LEAVE BUY BACK	\$0.00
TOTAL PERSONNEL		\$421,955.94
PURCHASE OF SERVICES		
521100	BLDG LIGHTING	\$40,000.00
521500	BLDG HEAT GAS	\$8,000.00
523100	WATER & SEWER	\$1,800.00
524100	BLDG & GROUND MTCE	\$8,737.00
534300	POSTAGE	\$800.00
534700	ELEVATOR MTCE	\$2,500.00
535000	EQUIPMENT MTCE	\$1,100.00
TOTAL PURCHASE OF SERVICES		\$62,937.00
CONSUMABLE SUPPLIES		
542100	OFFICE & STATIONERY	\$803.00
542500	COMPUTER SERVICES	\$22,631.00
542800	LIBRARY SUPPLIES	\$800.00
543000	BLDG & GROUNDS MTCE	\$800.00
545000	CUSTODIAL & HOUSEKEEPING	\$800.00
558100	BOOKS & PRINTED MATERIAL	\$29,866.00
558900	NON-PRINT MATERIAL	\$500.00
TOTAL CONSUMABLE SUPPLIES		\$56,200.00
TOTAL OPERATING EXPENSES		\$119,137.00
TOTAL DEPARTMENT		\$541,092.94
PARK DEPARTMENT		
DEPARTMENT: 650		

Account Number		
PERSONNEL		
511104	REG PAY CLERICAL PT	\$6,750.00
511146	REG PAY SUPERINTENDENT	\$60,368.00
511147	REG PAY SUPERVISION	\$72,000.00
511167	REG PAY POLICE	\$0.00
511168	REG PAY GROUNDS PERSONNEL	\$94,696.00
514600	LONGEVITY	\$1,300.00
TOTAL PERSONNEL		\$235,114.00
PURCHASE OF SERVICES		
521100	BLDG LIGHTING/ ELECTRICITY	\$6,000.00
521500	BLDG HEAT GAS	\$5,000.00
523100	WATER & SEWER	\$3,000.00
523900	POOL MTCE	\$4,000.00
524100	BLDG & GROUND MTCE	\$1.00
524500	VEHICLE MTCE	\$1.00
524600	OFFICE EQUIPMENT MTCE	\$1.00
527300	PLAYGROUND LEASE	\$1.00
527900	ALARM SYSTEM RENTAL	\$410.00

	TOTAL PURCHASE OF SERVICES	\$18,414.00
	CONSUMABLE SUPPLIES	
542100	OFFICE & STATIONERY	\$1.00
542400	PRINTING	\$1.00
543000	BLDG & GROUNDS MTCE	\$1.00
545000	CUSTODIAL & HOUSEKEEPING	\$1.00
546000	GROUNDSKEEPING SUPPLIES	\$1.00
548900	SUNDRY VEHICLES	\$362.00
557100	POOL CHEMICALS	\$4,000.00
557200	ACTIVITIES EQUIPMENT	\$1.00
557800	SUNDRY RECREATIONAL	\$1.00
	TOTAL CONSUMABLE SUPPLIES	\$4,369.00
	TOTAL OPERATING EXPENSES	\$22,783.00
	TOTAL DEPARTMENT	\$257,897.00



**HISTORICAL COMMISSION
DEPARTMENT 691**

Account Number		
	PERSONNEL	
511105	REG. PAY RECORDING SECRETARY	\$1,201.00
	TOTAL PERSONNEL	\$1,201.00
	PURCHASE OF SERVICES	
534300	POSTAGE	\$200.00
	TOTAL PURCHASE OF SERVICES	\$200.00
	CONSUMABLE SUPPLIES	
542100	OFFICE & STATIONARY	\$200.00
	TOTAL CONSUMABLE SUPPLIES	\$200.00
	TOTAL OPERATING EXPENSES	\$400.00
	TOTAL DEPARTMENT	\$1,601.00

DEBT SERVICE
DEPARTMENT: 710

Account Number		
534500	DEBT SERVICE EXPENSES	
591000	UNDERWRITING	\$10,000.00
591001	MATURING PRINCIPAL	\$2,252,151.00
591500	MIDDLE SCHOOL MATURING PRINCIPAL	\$1,215,633.00
591501	INTEREST DEBT	\$1,066,300.00
592500	MIDDLE SCHOOL INTEREST ON DEBT	\$439,513.00
	INTEREST ON TEMPORARY NOTES	\$25,000.00
	TOTAL DEBT SERVICE EXPENSES	\$5,008,597.00
	SUB-TOTAL DEPARTMENT	\$5,008,597.00
	Less the following offsets:	
	Water Bonding Offset	\$1,153,259.00
	Wastewater Bonding Offset	\$298,886.00
	Trash Bonding Offset	\$0.00
	Total Debt Service Offsets	\$1,452,145.00
	TOTAL DEPARTMENT	\$3,556,452.00

EMPLOYEE FRINGE BENEFITS
DEPARTMENT: 919

Account Number		
517100	PERSONNEL SERVICES	
517300	WORKMENS COMPENSATION	\$371,710.00
517400	UNEMPLOYMENT	\$175,000.00
517600	HEALTH & LIFE INSURANCE	\$9,941,914.00
517700	FICA	\$542,393.00
517800	RETIREMENT	\$4,704,887.00
517900	TOWN MANAGER INSURANCE	\$0.00
518000	TOWN MANAGER DEFERRED COMPENSATION	\$0.00
	MITIGATION EMPLOYEE BENEFITS	\$0.00
	TOTAL PERSONNEL SERVICES	\$15,735,904.00
	SUB-TOTAL DEPARTMENT	\$15,735,904.00
	Less the following offsets:	
	Gas & Electric Retirement	\$952,269.00
	Gas & Electric Health/Life	\$909,116.00
	Gas & Electric FICA	\$59,000.00
	Water Retirement	\$153,379.00

Water Health/Life	\$250,556.00
Water FICA	\$10,292.00
Water Worker's Comp	\$22,535.00
Wastewater Retirement	\$86,570.00
Wastewater Health/Life	\$86,282.00
Wastewater FICA	\$8,000.00
Wastewater Worker's Comp	\$9,658.00
Trash Retirement	\$84,688.00
Trash Health/Life	\$74,856.00
Trash FICA	\$5,101.00
Trash Worker's Comp	\$28,973.00
Total Personnel Services Offsets	\$2,741,275.00
TOTAL DEPARTMENT	\$12,994,629.00

UNCLASSIFIED
DEPARTMENT: 950

Account Number		
05781	OTHER CHARGES & EXPENSES	
	RESERVE FUND- budgeted/transferred	\$80,000.00
	TOTAL OTHER CHARGES & EXPENSES	\$80,000.00
15200	OTHER CHARGES & EXPENSES	
15780	COUNTY ASSESS/SRPEDD	\$3,225.00
25301	INTEREST ON TAX ABATEMENT	\$4,000.00
35302	MEDICAL EXP. FIRE/POLICE	\$10,000.00
35309	AUDIT	\$43,000.00
35784	ADVERTISING	\$25,000.00
36302	REAL ESTATE TAX	\$1,500.00
45321	UNCLASSIFIED AUDIT	\$0.00
45322	BRISTOL/PLYMOUTH ASSESS	\$1,535,179.00
45323	TOWN MANAGER SEARCH ADVISOR	\$0.00
55350	COMMUNICATION BLDG	\$0.00
85771	AMBULANCE CONTRACT	\$200,000.00
519700	D.O.T. DRUG/ALCOHOL TESTING	\$3,500.00
	SICK LEAVE BUY BACK	\$0.00
	TOTAL OTHER CHARGES & EXPENSES	\$1,825,404.00
521200	PURCHASE OF SERVICES	
534100	STREET LIGHTING	\$70,000.00
541100	PURCHASING DEPT TELEPHONE	\$52,500.00
541200	PURCHASING DEPT GASOLINE	\$125,000.00
	PURCHASING DEPT DIESEL	\$90,000.00
	TOTAL PURCHASE OF SERVICES	\$337,500.00

Account Number		FY13 Recommended
	<i>Continued</i>	
574000	OTHER CHARGES & EXPENSES	
574001	PROPERTY & LIABILITY	\$420,000.00
	INSURANCE DEDUCTIBLES	\$0.00
	TOTAL OTHER CHARGES & EXPENSES	\$420,000.00
	SUB-TOTAL DEPARTMENT	\$2,662,904.00
	Less the following offsets:	
	Water Property/Liability	\$46,488.00
	Water Audit	\$4,920.00
	Wastewater Property/Liability	\$18,770.00
	Wastewater Audit	\$4,920.00
	Trash Property/Liability	\$27,579.00
	Trash Audit	\$4,920.00
	Total Unclassified Offsets	\$107,597.00
	TOTAL DEPARTMENT	\$2,555,307.00

TRANSPORTATION MISCELLANEOUS

DEPARTMENT: 899

Account Number		
511120	PERSONNEL	
511165	CROSSING GUARDS	\$45,000.00
511165	MINI BUS DRIVERS	\$436,784.60
	OCCUPATIONAL ED MINI BUS DRIVERS	\$25,000.00
	TOTAL PERSONNEL	\$506,784.60
556900	CONSUMABLE SUPPLIES	
573200	MINI BUS EXPENSE	\$130,000.00
556900	MINI BUS OTHER EXPENSE	\$25,000.00
	OCCUPATIONAL ED MISC EXPENSE	\$6,000.00
	TOTAL CONSUMABLE SUPPLIES	\$161,000.00
	TOTAL OPERATING EXPENSES	\$667,784.60
	TOTAL DEPARTMENT	\$667,784.60

TRANSPORTATION CONTRACTED

DEPARTMENT: 900

Account Number		
530401	PURCHASE OF SERVICES	
530402	SPECIAL NEEDS TRANS.	\$50,000.00
530403	OCC ED TRANS	\$0.00
530404	KINDERGARTEN CONTR. SERVICE	\$161,771.04
530405	ELEMENTARY CONTR. SERVICE	\$647,084.16
530406	JUNIOR HIGH CONTR. SERVICE	\$410,640.60
530407	HIGH SCHOOL CONTR. SERVICE	\$410,640.60
	HOMELESS	\$120,000.00
	TOTAL PURCHASE OF SERVICES	\$1,800,136.40
	TOTAL DEPARTMENT	\$1,800,136.40

SCHOOL

DEPARTMENT: 300

Account Number		
	SALARIES	\$22,477,244.00
	SUPPLIES AND MATERIALS	\$554,731.00
	CONTRACTED SERVICES	\$812,495.00
	TUITIONS	\$1,395,872.00
	UTILITIES	\$1,062,022.00
	ALL OTHER EXPENSES	\$241,986.00
	TOTAL DEPARTMENT	\$26,544,350.00

FY2013 FINCOM

NON- ENTERPRISE DEPARTMENT TOTALS

\$64,147,369.09

WASTEWATER DEPARTMENT

DEPARTMENT: 440

Account Number		
511146	PERSONNEL	
511148	REG PAY SUPERINTENDENT	\$78,327.00
511149	REG PAY LABOR	\$138,111.00
511151	POLICE/FLAGMEN	\$1,500.00
511152	REG. PAY SENIOR OPERATOR	\$59,157.00

513100	REG. PAY LAB TECHNICIAN	\$48,654.00
514500	OVERTIME PAY	\$35,000.00
514600	STANDBY	\$12,000.00
518900	LONGEVITY	\$1,125.00
519100	FOUL WEATHER GEAR	\$250.00
519400	UNIFORMS & SHOES	\$3,005.00
519700	SCHOOLS	\$750.00
	SICK LEAVE BUY BACK	\$0.00
TOTAL PERSONNEL		\$ 377,879.00
521100	PURCHASE OF SERVICES	
521500	BLDG. ELECTRICITY	\$210,000.00
523100	BLDG. HEAT & GAS	\$40,000.00
524100	WATER & SEWER	\$10,000.00
524400	BLDG. & LIFT STATION REP.	\$20,000.00
524600	BEEPERS	\$2,000.00
524800	OFFICE EQUIPMENT MTCE.	\$100.00
525400	COMMUNICATION EQUIP. MTC.	\$450.00
526900	HOT TOP MATERIAL	\$100.00
527900	OTHER MTCE. CONTRACTS	\$5,150.00
528000	ALARM SYSTEM RENTAL	\$250.00
528100	LABORATORY ANALYSIS	\$22,832.00
529000	INDUSTRIAL WASTE ANALYSIS	\$2,000.00
530100	SLUDGE DISPOSAL	\$0.00
530300	MEDICAL EXAMS	\$200.00
530500	LEGAL	\$500.00
530900	ENTERPRISE CONSULTANT	\$12,500.00
534100	ADVERTISING	\$500.00
534200	TELEPHONE	\$3,800.00
534300	BANK CHARGES	\$2,750.00
534400	POSTAGE	\$3,800.00
535500	TELEMETERING	\$1,800.00
	ENGINEERING SERVICES	\$5,000.00
TOTAL PURCHASE OF SERVICES		\$343,732.00
541100	CONSUMABLE SUPPLIES	
541200	GASOLINE	\$6,000.00
542100	DIESEL	\$6,500.00
542400	OFFICE & STATIONERY	\$750.00
543000	PRINTING	\$3,500.00
543400	BLDG. & GROUNDS MTCE.	\$30,000.00
545000	SMALL TOOLS REPLACEMENT	\$2,000.00
548100	CUSTODIAL & HOUSEKEEPING	\$4,000.00
548200	OIL & GREASE	\$750.00
548900	TIRES	\$400.00
553200	SUNDRY VEHICLES	\$2,500.00
553600	GENERAL MATERIALS	\$400.00
554300	LABORATORY SUPPLIES	\$10,000.00
555000	PIPES & FITTINGS	\$1,000.00
556900	SEWER MTCE. SUPPLIES	\$3,000.00
557100	MISC. SUPPLIES	\$250.00
557300	CHLORINE POLYMER OTHER	\$131,400.00
	INDUSTRIAL PRETREAT SUPPLIES	\$200.00
TOTAL CONSUMABLE SUPPLIES		\$202,650.00

573300	OTHER CHARGES & EXPENSES	
577000	LICENSES	\$420.00
	TORT CLAIMS	\$500.00
	TOTAL OTHER CHARGES & EXPENSES	\$920.00
580100	CAPITAL OUTLAY	
580300	EMERGENCY SEWERLINE REPAIR	\$15,000.00
	NEW EQUIPMENT	\$25,000.00
	TOTAL CAPITAL OUTLAY	\$40,000.00
	TOTAL WASTEWATER DIVISION	\$965,181.00
534500	DEBT SERVICE EXPENSES	
591000	UNDERWRITING	\$0.00
591500	MATURING PRINCIPAL	\$192,784.00
592500	INTEREST ON DEBT	\$106,102.00
	INTEREST ON TEMPORARY NOTES	\$0.00
	TOTAL DEPT SERVICE EXPENSES	\$298,886.00
569000	INTERGOVERNMENTAL	
569100	INDIRECT COSTS	\$173,819.00
569200	LANDFILL OFFSET	\$0.00
	CLERICAL OFFSET	\$59,847.00
	TOTAL INTERGOVERNMENTAL	\$233,666.00
517100	EMPLOYEE FRINGE BENEFITS	
517400	WORKERS COMPENSATION	\$9,658.00
517600	HEALTH & LIFE INSURANCE	\$86,282.00
517700	FICA	\$8,000.00
518000	RETIREMENT	\$86,570.00
	MITIGATION	\$2,387.00
	TOTAL EMPLOYEE FRINGE BENEFITS	\$192,897.00
035302	UNCLASSIFIED	
574000	AUDIT	\$4,920.00
	PROPERTY & LIABILITY INSURANCE	\$18,770.00
	TOTAL UNCLASSIFIED	\$23,690.00
	SUB-TOTAL	\$749,139.00
	TOTAL WASTEWATER ENTERPRISE SYSTEM	\$1,714,320.00

Estimated Revenues FY '13

Sewer Rates- Residential/Commercial Usage	\$800,000.00
Septage – Middleboro Lakeville Usage	\$160,000.00
Ocean Spray	\$160,000.00
Leechate-Commercial	\$500,000.00
Permits	\$3,000.00
Liens	\$70,000.00
Special Assessment	\$7,000.00
Earnings on Investments	\$5,000.00
Misc Revenues	\$9,320.00
TOTAL	\$1,714,320.00

WATER DEPARTMENT

DEPARTMENT: 450

Account Number		
511101	PERSONNEL	
511104	REG PAY CLERICAL F.T.	\$88,830.00
	REG PAY CLERICAL P.T.	\$25,382.00
511146	REG. PAY TEMPORARY	\$0.00
511148	REG. PAY SUPERINTENDENT	\$81,468.00
511149	REG PAY LABOR	\$327,554.00
511154	POLICE/FLAGMEN	\$30,000.00
513100	REG. PAY FOREMAN	\$106,166.00
514500	OVERTIME PAY	\$120,000.00
514600	STANDBY	\$22,250.00
518800	LONGEVITY	\$0.00
518900	SAFETY GEAR	\$1,500.00
519100	FOUL WEATHER GEAR	\$1,000.00
519400	UNIFORM & SHOES	\$5,000.00
519700	SCHOOLS	\$4,000.00
	SICK LEAVE BUY BACK	\$0.00
	TOTAL PERSONNEL	\$813,150.00
521100	PURCHASE OF SERVICES	
521500	BLDG. ELECTRICITY	\$220,000.00
524100	BLDG. HEAT & GAS	\$50,000.00
524300	BLDG & GROUNDS MTCE	\$31,000.00
524600	WATER PUMP STATION MTCE	\$40,600.00
524800	OFFICE EQUIPMENT MTCE.	\$3,000.00
525400	COMMUNICATION EQUIP MTCE	\$2,000.00
525600	HOT TOP MATERIAL	\$0.00
527900	CUSTODIAL	\$0.00
530100	ALARM SYSTEM RENTAL	\$4,000.00
530300	MEDICAL EXPENSE	\$100.00
530500	ENGINEERING SERVICES	\$25,000.00
530900	ENTERPRISE CONSUTLANT	\$6,000.00
534100	ADVERTISING	\$2,000.00
534200	TELEPHONE	\$4,000.00
534300	BANK CHARGES	\$2,000.00
534400	POSTAGE	\$10,000.00
538200	TELEMETERING	\$7,000.00
538600	FIRE EXT. SERVICE	\$0.00
538700	METER TESTING	\$4,000.00
538800	WATER EXPLORATION	\$0.00
	WATER TESTING	\$45,000.00
	TOTAL PURCHASE OF SERVICES	\$455,700.00
541100	CONSUMABLE SUPPLIES	
541200	GASOLINE	\$12,000.00
542100	DIESEL	\$18,000.00
542400	OFFICE & STATIONERY	\$1,000.00

543000	PRINTING	\$5,000.00
543400	BLDG. & GROUNDS MTCE.	\$0.00
545000	SMALL TOOLS REPLACEMENT	\$3,000.00
546000	CUSTODIAL & HOUSEKEEPING	\$2,500.00
548100	GROUNDSKEEPING SUPPLIES	\$0.00
548200	OIL & GREASE	\$0.00
548900	TIRES	\$0.00
553200	SUNDRY VEHICLES	\$16,700.00
553600	GENERAL MATERIALS	\$18,000.00
554000	LABORATORY SUPPLIES	\$3,000.00
554100	GATES & VALVES	\$0.00
554200	METERS & PARTS	\$35,000.00
554300	HYDRANTS & PARTS	\$15,000.00
554400	PIPES & FITTINGS	\$23,000.00
554500	OTHER WATER MTCE SUPPLIES	\$0.00
	TREATMENT OF WELLS	\$311,100.00
	TOTAL CONSUMABLE SUPPLIES	\$463,300.00
571000	OTHER CHARGES & EXPENSES	
573300	IN STATE TRAVEL	\$0.00
573500	LICENSES	\$1,058.00
573900	PROFESSIONAL FEES	\$500.00
574100	REGISTRATION & PERMIT FEES	\$100.00
577000	SAFE DRINKING WATER ACT AS	\$6,000.00
577001	TORT CLAIMS	\$0.00
	CCR PREPARATION	\$10,000.00
	TOTAL OTHER CHARGES & EXPENSES	\$17,658.00
585201	CAPITAL OUTLAY	
585203	PH & CHLORINATION PARTS	\$0.00
585700	CROSS CONNECTION PROGRAM	\$2,000.00
585500	NEW EQUIPMENT	\$10,000.00
587500	CONSERVATION GRANT MATCH	\$0.00
587501	VEHICLE REPLACEMENT	\$0.00
587505	DISTRIBUTIONSYSTEM IMPROVEMENT	\$0.00
587506	WELL CLEANING & REDEVELOPMENT	\$40,000.00
587507	MTC FOR AUTOMETER READ SYSTEM	\$5,000.00
	MTCE & PROGRAMS FOR COMP SYS	\$3,000.00
587509	FOREST STREET BUILDING REPAIR	\$0.00
	WATER TOWER MAINTENANCE	\$5,000.00
	TOTAL CAPITAL OUTLAY	\$65,000.00
	TOTAL WATER DIVISION	\$1,814,808.00
534500	DEBT SERVICE EXPENSES	
591000	UNDERWRITING	\$5,000.00
591500	MATURING PRINCIPAL	\$789,830.00
592500	INTEREST ON DEBT	\$363,429.00
	INTEREST ON TEMPORARY NOTES	\$120,000.00
	TOTAL DEPT SERVICE EXPENSES	\$1,278,259.00
569000	INTERGOVERNMENTAL	
	INDIRECT COSTS	\$205,342.00
	TOTAL INTERGOVERNMENTAL	\$205,342.00

517100	EMPLOYEE FRINGE BENEFITS	
517400	WORKMENS COMPENSATION	\$22,535.00
517600	HEALTH & LIFE INSURANCE	\$250,556.00
517700	FICA	\$10,292.00
518000	RETIREMENT	\$153,379.00
	MITIGATION	\$7,357.00
	TOTAL EMPLOYEE FRINGE BENEFITS	\$444,119.00
035302	UNCLASSIFIED	
574000	AUDIT	\$4,920.00
	PROPERTY & LIABILITY INSURANCE	\$46,488.00
	TOTAL UNCLASSIFIED	\$51,408.00
	SUB-TOTAL	\$1,979,128.00
	TOTAL WATER ENTERPRISE SYSTEMS	\$3,793,936.00

Estimated Revenues FY '13

Water Rates - Usage	\$3,368,000.00
Water Tower Rental	\$25,000.00
Renewals	\$2,000.00
Penalty Charges	\$80,000.00
Repairs	\$10,000.00
Construction Charges	\$10,000.00
Cross Connection Charges	\$25,000.00
Development and Application Charges	\$25,000.00
Liens	\$200,000.00
Demands	\$40,000.00
Special Assessment	\$1,000.00
Earnings on Investments	\$5,000.00
Misc Revenues	\$2,936.00
TOTAL	\$3,793,936.00

TRASH DISPOSAL ENTERPRISE

DEPARTMENT: 433

Account Number		
511101	PERSONNEL	
511146	REG. PAY CLERICAL F.T.	\$22,844.00
511147	REG. PAY SUPERINTENDENT	\$23,288.00
511148	REG. PAY SUPERVISORS	\$27,164.00
513100	REG. PAY LABOR FT	\$285,172.00
518900	OVERTIME PAY	\$13,016.00
519100	FOUL WEATHER GEAR	\$500.00
	UNIFORMS & SHOES	\$1,972.00
	TOTAL PERSONNEL	\$373,956.00

52110	PURCHASE OF SERVICES	
521500	BUILDING ELECTRICITY	\$1,250.00
523100	BLDG. HEAT & GAS	\$2,390.00
524100	WATER & SEWER	\$50.00
524500	BLDG. & GROUNDS MTCE.	\$185.00
524600	VEHICLE MTCE.	\$3,000.00
524800	VEHICLE INSPECTIONS	\$240.00
525600	COMMUNICATIONS EQUIP MTCE	\$150.00
529000	CUSTODIAL	\$275.00
534200	S.E.M.A.S.S.	\$120,000.00
534300	BANK SERVICE CHARGES	\$1,300.00
	POSTAGE	\$2,500.00
	TOTAL PURCHASE OF SERVICES	\$131,340.00
541100	CONSUMABLE SUPPLIES	
541200	GASOLINE	\$1,000.00
542100	DIESEL	\$49,000.00
542400	OFFICE & STATIONERY	\$125.00
543000	PRINTING	\$50.00
543400	BLDG. & EQUIP REPAIRS/MTCE.	\$547.00
545000	SMALL TOOLS REPLACEMENT	\$0.00
548200	CUSTODIAL & HOUSEKEEPING	\$30.00
548300	TIRES	\$5,000.00
548900	ROAD MACHINERY SUPPLIES	\$5,000.00
550200	SUNDRY VEHICLES	\$10,000.00
	TRASH/RECYCLING PROGRAM EXPENSE	\$9,245.00
	TOTAL CONSUMABLE SUPPLIES	\$79,997.00
573300	OTHER CHARGES & EXPENSES	
573900	LICENSES	\$170.00
	REGISTRATION & PERMIT FEES	\$0.00
	TOTAL OTHER CHARGES & EXPENSES	\$170.00
585700		
	CAPITAL OUTLAY	
	NEW EQUIPMENT	\$0.00
	TOTAL CAPITAL OUTLAY	\$0.00
	TOTAL TRASH DISPOSAL ENTERPRISE	\$211,507.00
534500	DEBT SERVICE EXPENSES	
591000	UNDERWRITING	\$0.00
591500	MATURING PRINCIPAL	\$0.00
592500	INTEREST ON DEBT	\$0.00
	INTEREST ON TEMPORARY NOTES	\$0.00
	TOTAL DEPT SERVICE EXPENSES	\$0.00
569000	INTERGOVERNMENTAL	
	INDIRECT COSTS	\$137,732.00
	TOTAL INTERGOVERNMENTAL	\$137,732.00
517100	EMPLOYEE FRINGE BENEFITS	
517400	WORKMENS COMPENSATION	\$28,973.00
517600	HEALTH & LIFE INSURANCE	\$74,856.00
517700	FICA	\$5,101.00

518000	RETIREMENT	\$84,688.00
	MITIGATION	\$2,015.00
	TOTAL EMPLOYEE FRINGE BENEFITS	\$195,633.00
035302	UNCLASSIFIED	
574000	AUDIT	\$4,920.00
	PROPERTY & LIABILITY INSURANCE	\$27,579.00
	TOTAL UNCLASSIFIED	\$32,499.00
	SUB-TOTAL	\$365,864.00
	TOTAL TRASH ENTERPRISE SYSTEMS	\$951,327.00

Estimated Revenues FY '13

Trash Fees & Stickers \$951,327.00

TOTAL **\$951,327.00**

Further voted that the Town appropriate from the Wastewater Departmental receipts, the operating budget of the Wastewater Department, 440, the total sum of \$1,714,320.00 minus the indirect costs of \$ 689,292.00 appropriated in the general fund.

Further voted that the Town raise from the Water Departmental receipts, the operating budget of the Water Department, 450, the total sum of \$ 3,793,936.00 minus the indirect costs of \$1,854,128.00 appropriated in the general fund.

Further voted that the Town raise from the Trash Disposal Departmental receipts, the operating budget of the Trash Disposal Department, 433, the total sum of \$ 951,327.00 minus the indirect costs of \$365,864.00 appropriated in the general fund.

SUMMARY OF APPROPRIATIONS

GENERAL GOVERNMENT	\$10,895,978.09
SCHOOL DEPARTMENT	\$26,544,350.00
SCHOOL TRANSPORTATION	\$2,467,921.00
DEBT	\$5,008,597.00
FRINGE BENEFITS	\$15,735,904.00
UNCLASSIFIED	\$2,662,904.00
	\$63,315,654.09
TOTAL APPROPRIATIONS	
WASTEWATER	\$1,714,320.00
WATER	\$3,793,936.00
TRASH ENTERPRISE	\$951,327.00
TOTAL ALL APPROPRIATIONS	\$69,775,237.09

ARTICLE 3: Voted by majority vote to transfer from the income from the sales of gas and electricity \$531,715 to the Assessors for the purpose of fixing the tax rate for Fiscal Year 2013.

Finance Committee Recommended Favorable Action

ARTICLE 4: Voted by majority vote to transfer \$96,654 from the receipts reserved for the Water Pollution Abatement Trust Loan Repayment Account in order to meet the Town’s obligation for payment of the Water Pollution Trust Loan.

Finance Committee Recommended Favorable Action

ARTICLE 5: Voted by majority vote pursuant to Section 53E ½ of Chapter 44 of the General Laws, as amended, to authorize and/or reauthorize establishment of the following revolving funds for the purpose of funding certain activities and operations of certain departments and programs of the Town during Fiscal Year 2013.

PROGRAM	EXPENDING AUTHORITY	SOURCE	AMOUNT TO BE EXPENDED
Municipal Fire Alarm System	Fire Chief	Fees	Not to exceed \$15,000
Hazardous Materials Incident Training & Materials	Fire Chief	Fees	Not to exceed \$50,000
Recycling Program	Public Works Sup.	Fees	Not to exceed \$2,500
Composting Bin Program	Public Works Sup.	Fees	Not to exceed \$2,500
Herring Fishery Program	Herring Fishery Com	Fees	Not to exceed \$10,000
Recreation and Sports Program	Park Commission	Fees	Not to exceed \$100,000
Zoning Map, Bylaws and Subdivision Rules & Regulations	Town Clerk	Fees	Not to exceed \$2,500

Finance Committee Recommended Favorable Action

ARTICLE 6: Voted by majority vote to appropriate \$138,409 from **taxation** to the appropriate line items in FY 2013 budgets as established by the Town Accountant to fund the following collective bargaining agreements:

Middleborough Police Superior Officers’ Union	\$25,251
Middleborough Library Staff Association	\$ 7,704
General Municipal Employees Group	\$33,667
Middleborough Clerical/COA Union	\$18,993
Middleborough Professional Firefighters’ Assn.	\$42,067
AFSCME Council 93 Local 1700	\$10,727

Further voted to appropriate \$32,598 of which \$7,455 is **from** the Wastewater Enterprise Unreserved/Retained Earnings account, \$17,663 is **from** the Water Enterprise Unreserved/Retained Earnings account, and \$7,480 is **from** the Trash Disposal Enterprise Unreserved/Retained Earnings account, **to** the appropriate line items in FY 2013 budgets as established by

Further voted to appropriate \$32,598 of which \$7,455 is **from** the Wastewater Enterprise Unreserved/Retained Earnings account, \$17,663 is **from** the Water Enterprise Unreserved/Retained Earnings account, and \$7,480 is **from** the Trash Disposal Enterprise Unreserved/Retained Earnings account, **to** the appropriate line items in FY 2013 budgets as established by the Town Accountant to fund the following collective bargaining agreements:

General Municipal Employees Group	\$ 5,818
Middleborough Clerical/COA Union	\$ 2,742
AFSCME Council 93 Local 1700	\$24,038

Finance Committee Recommended Favorable Action

ARTICLE 7: Voted by majority vote to raise and appropriate \$221,618.00 from **taxation** for the purpose of reimbursing Town employees and retired Town employees and other persons enrolled in the Town’s non-Medicare health insurance plans for some of the increases in health insurance HMO and PPO co-payments paid by said employees and retirees and other persons in excess of the amounts of such co-payments applicable during Fiscal Year 2012, and to pay any related costs.

Finance Committee Recommended Favorable Action

ARTICLE 8: Voted by majority vote to raise and appropriate \$48,336.00 from **taxation** for the purpose of reimbursing retired Town employees and other persons enrolled in the Town’s Medicare health insurance plans for some of the health insurance premiums and co-payments paid by said retirees and other persons after Fiscal Year 2012, and to pay any related costs.

Finance Committee Recommended Favorable Action

ARTICLE 9: Voted unanimously to raise and appropriate the sum of \$220,000.00 by **borrowing** from the Massachusetts Water Pollution Abatement Trust pursuant to General Laws Chapter 29C, for the purpose of funding the Town’s program to repair, replace or upgrade septic waste disposal systems.

Finance Committee Recommended Favorable Action

Prior to moving Article 10, Stephen Morris, Chairman of the Capital Planning Committee read the following Report of the Capital Planning Committee for 2012:

The Capital Planning Committee met with many of the Town’s department heads over the last six months to discuss the town’s capital needs for Fiscal Year 2013. Our five year capital needs and expenditure plan is below.

FY2013 Five-Year Capital Needs and Expenditure Plan 6/8/2012 Final Plan					
Department/Category	FY2013	FY2014	FY2015	FY2016	FY2017
<u>POLICE DEPARTMENT:</u>					
Study of renovation and addition to existing Police Station	\$50,000				
Police Vehicles (replacement of 3 vehicles)	\$90,000				
Tasers (30)	\$20,000	\$17,195			
Portable Radios (replaces 1997)	\$7,000	\$7,000	\$7,000		
ATV's (replaces 2)		\$12,800			
Police Vehicles (replacement of 3 vehicles)		\$90,000			
Police Vehicles (replacement of 3 vehicles)			\$90,000		
Police Vehicles (replacement of 3 vehicles)				\$90,000	
Police Vehicles (replacement of 3 vehicles)					\$90,000
TOTAL POLICE DEPARTMENT	\$167,000	\$126,995	\$97,000	\$90,000	\$90,000
<u>FIRE DEPARTMENT:</u>					
FP Vehicle (replaces 2000)	\$40,000				
Engine #2 (replaces 1989)	\$450,000				
Forrestry #2 (replaces 1967)		\$215,000			
Command (replaces 2005)		\$55,000			
Portable Radios (replaces 2000)		\$45,000			
Support/Tow 1 (replaces 1998)			\$40,000		
Tanker 1 (replaces 1989)			\$250,000		
Forestry #1 (replaces 1984)			\$300,000		
Deputy/Code (replaces 2003)				\$40,000	
Engine #4 (replaces 1999)				\$450,000	
Engine #6 (replaces 2003)					\$475,000
Dive (replaces 1972)					\$40,000
TOTAL FIRE DEPARTMENT	\$490,000	\$315,000	\$590,000	\$490,000	\$515,000
<u>PARK DEPARTMENT</u>					
New Toro Mowing Unit (replacement of 1997 vehicle)				\$92,000	
Maintenance Garage					\$120,000
Repaving of Basketball Court and Skate Park					
New Dump Truck (replacement of 1989 vehicle)					
New Kubota Tractor (replacement of 1986 vehicle)					
TOTAL PARK DEPARTMENT	\$0	\$0	\$0	\$92,000	\$120,000
<u>DEPARTMENT OF PUBLIC WORKS:</u>					
Loader (replaces L-3 1978 loader)	\$152,000				

4 x 4 Dump Truck (replaces H-2 1987 4 x 4 dump w/plow)	\$50,000				
Pickup/Plow (replaces H-14 1996 pickup with plow)	\$50,000				
Traffic Signal Audible Signal (Wareham, Center and Main)		\$9,925			
Street Sweeper (replaces M-9 1999 street sweeper)	\$170,000				
6 Wheel Dump Truck/Sander (replaces S-6 1984)	\$130,000				
Pickup (replaces H-16 1987 pickup)	\$34,000				
6 Wheel Dump Truck/Sander (replaces S-2 1985 6 wheel dump/sander)	\$135,000				
Asphalt Roller (replaces 1986 roller)			\$22,000		
Dump Truck/Sander (replaces H-21 1990 dump/sander)			\$140,000		
6 Wheel Dump Truck/Sander (replaces S-7 1987 6 wheel dump/sander)			\$140,000		
Loader (replaces L-1 1996 Cat)			\$140,000		
Backhoe (replaces BH-1 1986 backhoe)			\$75,000		
4 x 4 Dump Truck (replaces H-4 1998 4 x 4 dump)				\$56,000	
10 Wheel Dump Truck (replaces H-5 1990 10 wheel dump)				\$160,000	
6 Wheel Dump Truck/Sander (replaces S-1 1988 6 wheel dump/sander)				\$140,000	
Sidewalk Plow (replaces B-1 sidewalk plow)				\$125,000	
Tractor (replaces 1999 tractor)				\$40,000	
Pickup (replaces H-24 2005 pickup)				\$30,000	
6 Wheel Dump Truck/Sander (replaces H-6 1996 Volvo)					\$145,000
6 Wheel Dump Truck/Sander (replaces H-9 1986 Chevy)					\$145,000
4 x 4 Pickup w/plow (replaces H-16 1987 Ford)					\$35,000
TOTAL DEPARTMENT OF PUBLIC WORKS (HIGHWAY)	\$252,000	\$478,925	\$517,000	\$551,000	\$325,000
<u>WASTEWATER DEPARTMENT:</u>					
6 Wheel Truck (replaces W10 6 wheel truck)		\$80,000			
TOTAL WASTEWATER DEPARTMENT	\$0	\$80,000	\$0	\$0	\$0
<u>WATER DEPARTMENT:</u>					
Utility Truck (replaces W-4 1995 utility truck)	\$50,000				
Pickup Truck (replaces 2002 pickup truck)					\$40,000
TOTAL WATER DEPARTMENT	\$50,000	\$0	\$0	\$0	\$40,000
<u>TRASH:</u>					
Rubbish Truck (replaces R3 old 1998 rubbish)		\$185,000			
Rubbish Truck (replaces R3 old 1998 rubbish)			\$190,000		
Recycling Vehicle (replaces RC-1 1994 recycle)				\$195,000	
TOTAL TRASH	\$0	\$185,000	\$190,000	\$195,000	\$0
<u>COUNCIL ON AGING:</u>					
Parking lot expansion engineering and permitting	\$9,200				
Parking lot construction		\$60,000			
TOTAL COUNCIL ON AGING	\$9,200	\$60,000	\$0	\$0	\$0
<u>TOWN HALL AND TOWN HALL ANNEX:</u>					
Window replacement in Annex Building	\$20,000				

Replace carpeting in Town Hall and Annex	\$11,621				
Town Hall Cupola Repair	\$12,472				
Insulation of Town Hall Attic		\$100,000			
Replace carpeting in Town Hall and Annex		\$13,335			
Repair Bank Building Roof		\$45,000			
Replace carpeting in Town Hall and Annex			\$6,052		
Replace carpeting in Town Hall and Annex				\$13,675	
TOTAL TOWN HALL	\$44,093	\$158,335	\$6,052	\$13,675	\$0
<u>LIBRARY:</u>					
Replace asphalt shingled roof	\$35,000				
Replace boiler		\$30,800			
Replace membrane on flat roof			\$19,500		
Replace wooden windows on addition				\$40,000	
Replace carpeting					
TOTAL LIBRARY	\$35,000	\$30,800	\$19,500	\$40,000	\$0
<u>INFORMATION TECHNOLOGY TOWN:</u>					
HARDWARE					
Servers	\$8,200		\$8,200		\$9,600
CPU Replacements	\$33,960		\$37,500		\$14,850
Laptop Replacements	\$9,000	\$9,000	\$6,000	\$6,000	\$7,500
System Hardware I-Net	\$6,500	\$4,500	\$5,600	\$3,500	\$3,500
Central Printer Contract	\$12,000	\$12,000	\$10,000	\$8,000	\$8,000
SUBTOTAL HARDWARE	\$69,660	\$25,500	\$67,300	\$17,500	\$43,450
SOFTWARE					
Program Software	\$5,000	\$5,000	\$5,000	\$5,000	\$8,000
Server Software	\$9,800				\$9,800
GIS Standardization - topography, orthogonal	\$20,000	\$20,000	\$20,000	\$20,000	\$20,000
SUBTOTAL SOFTWARE	\$34,800	\$25,000	\$25,000	\$25,000	\$37,800
TOTAL INFORMATION TECHNOLOGY	\$104,460	\$50,500	\$92,300	\$42,500	\$81,250
<u>SCHOOL DEPARTMENT:</u>					
<u>ELEMENTARY COMPLEX:</u>					
Replacement of HVAC rooftop units at Henry B. Burkland School	\$150,000				
(3 units @ \$50,000 HBB Cafeteria/Office)					
Replace one (1) boiler with new burner at Henry B. Burkland School	\$80,000				
(\$80,000 each)					
Replace one (1) burner on existing boiler at Henry B. Burkland School	\$17,000				
(\$17,000 each)					
Replace three (3) burners on existing boilers at Mary K. Goode School	\$51,000				
(\$17,000 each)					

Feasibility Study on Boilers at HBB and MKG to convert system from steam heat to hot water heat. Partial work to enlarge (grading) and repaving the parking lots (both) Replacement of HVAC rooftop units (3 units @ \$50,000 HBB Auditorium) Install central computer controlled HVAC system at Mary K. Goode Install central computer controlled HVAC system at Burkland School Complete repaving at the Mary K. Goode/Henry B. Burkland Schools	\$20,000				
		\$50,000			
		\$150,000			
			\$200,000		
				\$200,000	
				\$50,000	
ELEMENTARY COMPLEX TOTALS	\$318,000	\$200,000	\$200,000	\$250,000	\$0
NICHOLS MIDDLE SCHOOL:					
NICHOLS MIDDLE SCHOOL TOTALS	\$0	\$0	\$0	\$0	\$0
MIDDLEBOROUGH HIGH SCHOOL:					
Partial replacement of floor tiles	\$30,000				
Stage lights and control box		\$30,000			
Ceiling Tiles (8 hallways @ \$10,000)		\$80,000			
Classroom furniture replacement (2 rooms 30 desks/chairs @\$20,000)		\$40,000			
Partial replacement of floor tiles		\$30,000			
Replace/upgrade fire alarm systems		\$85,000			
Upgrade interior lighting for new lighting requirements (T12 bulbs will not be manufactured after 2012 being replaced with T8s)		\$100,000			
Partial replacement of floor tiles			\$30,000		
Classroom furniture replacement (2 rooms 30 desks/chairs @\$20,000)			\$40,000		
Reconstruction of walkway and supporting structure(s) (study complete)			\$275,000		
Replace lunch tables (20 round tables @ \$200 and 160 chairs @ \$25)			\$8,000		
Partial replacement of floor tiles				\$30,000	
Classroom furniture replacement (2 rooms 30 desks/chairs @\$20,000)				\$40,000	
Replacement of first floor and locker room windows				\$150,000	
Gymnasium floor (poured)					\$200,000
Replace two (2) boilers with new burners (or 4-6 new smaller boilers) (\$80,000 each)					\$480,000
MIDDLEBOROUGH HIGH SCHOOL TOTALS	\$30,000	\$365,000	\$353,000	\$220,000	\$680,000
MEMORIAL EARLY CHILDHOOD CENTER:					
Emergency Generator					
MEMORIAL EARLY CHILDHOOD CENTER TOTALS	\$0	\$0	\$0	\$0	\$0
LINCOLN D. LYNCH SCHOOL:					

Basement Waterproofing		\$30,000			
Replacement of roof (1991)			\$225,000		
LINCOLN D. LYNCH SCHOOL TOTALS	\$0	\$30,000	\$225,000	\$0	\$0
SCHOOL STREET SCHOOL:					
Basement Waterproofing		\$30,000			
SCHOOL STREET SCHOOL TOTALS:	\$0	\$30,000	\$0	\$0	\$0
SCHOOL SYSTEM-WIDE:					
Replacement of special needs vehicle - 20/30 passenger bus w/ wheelchair lift (replaces 2003 Chevy Sturdi wheelchair mini-bus)	\$60,000				
Siding for Flora Clark Administration Building		\$35,000			
Replacement of (1991) maintenance vehicle and plow (1 Ton, 4WD)		\$50,000			
Replacement of 2003 special needs mini-bus with 20/30 passenger bus		\$50,000			
Replacement of 2001 special needs mini-bus with 20/40 passenger bus			\$60,000		
Replacement of 2001 mini-bus with half bus with lift/tracking for 4 chairs				\$70,000	
Replacement of 2004 special needs mini-bus with 20/30 passenger bus					\$50,000
SCHOOL SYSTEM-WIDE TOTALS	\$60,000	\$135,000	\$60,000	\$70,000	\$0
INFORMATION TECHNOLOGY SCHOOLS:					
Computers, Printers, Fileserver Replacement for Staff/Classrooms	\$125,000	\$250,000	\$250,000	\$250,000	\$0
Instructional Technology/LCD Projectors	\$25,000	\$50,000	\$50,000	\$50,000	\$0
Computer Network Infrastructure (Network Switching Equipment)	\$25,000	\$50,000	\$50,000	\$50,000	\$50,000
INFORMATION TECHNOLOGY SCHOOLS TOTALS	\$175,000	\$350,000	\$350,000	\$350,000	\$50,000
TOTAL SCHOOL	\$583,000	\$1,110,000	\$1,188,000	\$890,000	\$730,000
TOTAL TOWN	\$1,151,753	\$1,485,555	\$1,511,852	\$1,514,175	\$1,171,250
Total Capital Projects	\$1,734,753	\$2,595,555	\$2,699,852	\$2,404,175	\$1,901,250

Funding Sources	FY2013	FY2014	FY2015	FY2016	FY2017
Tax Levy	\$150,000	\$200,000	\$250,000	\$300,000	\$350,000
Borrowing	\$1,272,953	\$1,843,560	\$2,077,852	\$1,724,175	\$1,383,450
Free Cash	\$261,800	\$286,995	\$182,000	\$185,000	\$127,800
Grant Funds	\$0	\$0	\$0	\$0	\$0
Enterprise Funds	\$50,000	\$265,000	\$190,000	\$195,000	\$40,000
Total Funding	\$1,734,753	\$2,595,555	\$2,699,852	\$2,404,175	\$1,901,250
Total Capital Projects	\$1,734,753	\$2,595,555	\$2,699,852	\$2,404,175	\$1,901,250

We ask that you support our recommendations in Articles 10 through 17.

Capital Planning initially received capital requests totaling \$2.3 million, narrowing that to \$2million before recommending \$1.7 million in new capital equipment and building improvements. Out of that amount, \$1.27 million will be bonded (borrowed), \$262,000 will be from free cash (money left over from last year), \$150,000 from tax levy, and \$50,000 will be from enterprise funds. The total amount of money recommended for this plan will be done within Proposition 2 ½ and not require raising taxes or fees.

Due to a lack of spending on capital requirements for the past several years, these recommendations are a continuation of our attempt to catch-up. For example, the computers and related equipment in our schools are badly in need of updating. The Engine Two fire truck is 23 years old, rusting badly, and parts are no longer available to repair it. The DPW needs to replace a front-end loader that has been in operation since 1978, and is past its replacement time. Replacement boilers, burners and HVAC units in the Elementary Complex are essential to keeping the buildings functioning. Exterior repairs to the Town Hall Annex and Public Library have been postponed for several years and consist of replacing roofing and windows to prevent damage to the buildings. The Police Station is seriously deficient from an operational safety standpoint and a study to assess whether the current station can be renovated and expanded is a prudent investment.

The Capital Planning Committee will continue to meet on a regular basis to formulate a five year capital needs and expenditure plan to be used as a planning document by the Town.

Mr. Morris read the warrant article for Article 10 as a motion. Town Manager Charles Cristello announced there was a motion to be read by the Board of Selectmen for this article. Selectman Ben Quelle read the motion.

ARTICLE 10: By a counted vote of yes, 225 and no, 6 it was voted to appropriate \$117,000 to purchase new police cruisers (\$90,000), new portable radios (\$7,000), and new tasers (\$20,000) for the Police Department and to meet this appropriation 1) raise and appropriate \$97,000 from **taxation**; and 2) authorize the Treasurer, with the approval of the Board of Selectmen, to **borrow** \$20,000 under General Laws, Chapter 44.

The counted vote was corrected by Police Chief Bruce Gates regarding section 4, adding 13 people in favor who were standing by the door that were not counted. The Moderator announced that the total count in favor changed from 212 to 225 and the final counted vote was yes, 225, and no, 6.

Board of Selectmen Recommended Favorable Action

Finance Committee Recommended Favorable Action

ARTICLE 11: By a counted vote of yes, 248 and no, 5 it was voted to appropriate \$490,000 by **borrowing** to purchase a new fire engine (\$450,000) and a new command vehicle (\$40,000) for the Fire Department and to meet this appropriation to authorize the Treasurer, with the approval of the Board of Selectmen, to **borrow** \$490,000 under General Laws, Chapter 44.

Board of Selectmen Recommended Favorable Action

Finance Committee Recommended Favorable Action

ARTICLE 12: By a counted vote of yes, 232 and no, 6 it was voted to appropriate \$252,000 by **borrowing** to purchase a new loader (\$152,000), a new dump truck (\$50,000), and a new pickup/plow (\$50,000) for the Public Works Department and to meet this appropriation to authorize the Treasurer, with the approval of the Board of Selectmen, to **borrow** \$252,000 under General Laws, Chapter 44;

Further voted to appropriate \$50,000 **from** the Water Enterprise Unreserved/Retained Earnings account **to** purchase a new utility truck for the Water Department.

Board of Selectmen Recommended Favorable Action

Finance Committee Recommended Favorable Action

ARTICLE 13: Voted unanimously by a counted vote of yes, 242 and no, 0 to appropriate \$88,293 by **borrowing** to engineer and permit the expansion of the Council on Aging parking lot (\$9,200), replace windows (\$20,000) and carpeting (\$11,621) in the Town Hall Annex, to make roof repairs (\$35,000) to the Public Library, and to repair the Town Hall Cupola (\$12,472) and to meet this appropriation to authorize the Treasurer, with the approval of the Board of Selectmen, to **borrow** \$88,293 under General Laws, Chapter 44.

Board of Selectmen Recommended Favorable Action
Finance Committee Recommended Favorable Action

ARTICLE 14: Voted unanimously by a counted vote of yes, 232 and no, 0 to appropriate \$318,000 by **borrowing** to replace, burners (\$68,000), boilers (\$80,000), and HVAC units (\$150,000), and to study the feasibility of converting from steam heat to hot water heat (\$20,000) at the Elementary Complex and to meet this appropriation to authorize the Treasurer, with the approval of the Board of Selectmen, to **borrow** \$318,000 under General Laws, Chapter 44.

Board of Selectmen Recommended Favorable Action
Finance Committee Recommended Favorable Action

ARTICLE 15: Voted unanimously by a counted vote of yes, 232 and no, 0 to appropriate \$30,000 by **borrowing** to replace part of the floor tiles at Middleborough High School and to meet this appropriation to authorize the Treasurer, with the approval of the Board of Selectmen, to **borrow** \$30,000 under General Laws, Chapter 44.

Board of Selectmen Recommended Favorable Action
Finance Committee Recommended Favorable Action

ARTICLE 16: Voted unanimously by a counted vote of yes, 233 and no, 0 to appropriate \$175,000 by **borrowing** to purchase staff/classroom computers, printers, and file servers, LCD projectors and instructional technology, and computer network infrastructure for the School Department and to meet this appropriation to authorize the Treasurer, with the approval of the Board of Selectmen, to **borrow** \$175,000 under General Laws, Chapter 44.

Board of Selectmen Recommended Favorable Action
Finance Committee Recommended Favorable Action

ARTICLE 17: Voted by a majority vote to raise and appropriate \$50,000.00 from taxation to study the feasibility of renovating and expanding the police station in its current location.

Board of Selectmen Recommended Favorable Action
Finance Committee Recommended Favorable Action

Prior to moving Article 18, the following statement was read by Maureen Franco, Vice Chairperson of the Community Preservation Committee:

This article is to allocate the real estate CPA surcharge plus the anticipated 22⁰ state match. The article reflects the 10% statutory appropriation to 3 funds:

- Open Space Reserve
- Historic Resources Reserve
- Community Housing Reserve

It also reflects a 5% Administrative Fund Appropriation and a 65% Budgeted Reserve Fund Appropriation.

ARTICLE 18: Voted by a majority vote to appropriate or reserve from the Community Preservation Fund annual revenues in the following amounts recommended by the Community Preservation Committee for committee administrative expenses, debt service, community preservation projects and other expenses in fiscal year 2013, with each item to be considered a separate appropriation:

Appropriations:

From FY 2013 estimated revenues for Committee Administrative Expenses	\$13,000
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Reserves:

From FY 2013 estimated revenues for Historic Resources Reserve	\$26,000
From FY 2013 estimated revenues for Community Housing Reserve	\$26,000
From FY 2013 estimated revenues for Open Space Reserve	\$26,000

From FY 2013 estimated revenues for
Budgeted Reserve

\$150,000

Board of Selectmen Recommended Favorable Action
Finance Committee Recommended Favorable Action

A motion was made and seconded due to a publication error to postpone Article 19 indefinitely, **passed** unanimously.

Prior to moving Article 19, Norman Diegoli of the Zoning Board of Appeals indicated the Zoning Board of Appeals recommended postponing Article 19 indefinitely.

ARTICLE 19: Voted unanimously to postpone this article indefinitely.

A motion was made and seconded on making the main motion under Article 20, that the reading of the zoning amendment language contained in the warrant shall be waived and instead such language shall be incorporated in the main motion by reference, **passed** with a unanimous vote.

A motion was made and seconded to vote to amend the Zoning By-laws to delete Section XI in its entirety and substitute the printed section in the warrant, **passed** with a unanimous vote.

Prior to moving Article 20, Michael J. Labonte Chairman of the Planning Board read the May 22, 2012 Report of the Planning Board:

On May 22, 2012, the Middleborough Planning Board voted unanimously to recommend favorable action on Article #20 as presented in the Town Meeting Warrant, to amend the By-laws by deleting Section XI – Flood Plain Overlay District in its entirety and substituting a new Section X1 updating the bylaw to conform to the new requirements of the National Flood Insurance Program (NFIP) and the revised Flood Maps to become effective on July 17, 2012.

ARTICLE 20: Voted unanimously to amend the Zoning By-laws by deleting Section XI in its entirety and substituting the following new section therefore:

SECTION XI

FLOOD PLAIN OVERLAY DISTRICT (FPD)

A. **PURPOSE.** It is the purpose of this Section to promote the public health, safety and general welfare and to minimize losses by provisions designed to:

1. Restrict or prohibit uses which are dangerous to health, safety or property due to water or erosion hazards or which cause damaging increases in erosion, erosion hazards, flooding or flood velocities;
2. Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction;
3. Discourage individuals from buying lands which are unsuited for intended purposes because of flood hazard;
4. Control filling, grading and mineral extraction which may increase flood damage;
5. Regulate the construction of levees, jetties and other works which may increase flood damage to lands which may be subject to flooding;
6. Ensure public safety through reducing the threats to life and personal injury;
7. Eliminate new hazards to emergency response officials;
8. Prevent the occurrence of public emergencies resulting from water quality, contamination and pollution due to flooding;
9. Avoid the loss of utility service which if damaged by flooding would disrupt or shut down the utility network and impact regions of the community beyond the site of flooding;
10. Eliminate costs associated with the response and cleanup of flooding conditions; and,
11. Reduce damage to public and private property resulting from flooding waters.

B. **APPLICABILITY.** The Floodplain District is herein established as an overlay district. The District includes all special flood hazard areas within the Town of Middleborough designated as Zone A and AE on the Plymouth County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Plymouth County FIRM that are wholly or partially within the Town of Middleborough are panel numbers 25023C0303J, 25023C0304J, 25023C0308J, 25023C0309J, 25023C0311J,

25023C0312J, 25023C0313J, 25023C0314J, 25023C0316J,
 25023C0317J, 25023C0318J, 25023C0319J, 25023C0328J,
 25023C0329J, 25023C0336J, 25023C0337J, 25023C0338J,
 25023C0339J, 25023C0343J, 25023C0431J, 25023C0432J,
 25023C0433J, 25023C0434J, 25023C0442J, 25023C0451J,
 25023C0452J, 25023C0453J, 25023C0454J, 25023C0456J,
 25023C0458J, 25023C0459J, 25023C0461J, 25023C0462J,
 25023C0466J, and 25023C0467J dated July 17, 2012. The exact
 boundaries of the District may be defined by the 100-year base flood
 elevations shown on the FIRM and further defined by the Plymouth
 County Flood Insurance Study (FIS) report dated July 17, 2012. The
 FIRM and FIS report are incorporated herein by reference and are on
 file with the Town Clerk, Planning Board, Building Inspector and
 Conservation Commission.

C. BASE FLOOD ELEVATION AND FLOODWAY DATA.

1. Floodway Data. In Zones A, and AE, along watercourses that have not had a regulatory floodway designated the best available Federal, State, local or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.
2. Base Flood Elevation Data. Base flood elevation data is required for subdivision proposals or other developments greater than fifty (50) lots or five (5) acres, whichever is less, within unnumbered A Zones.

D. The Flood Plain District is hereby established as an overlay district. All development in the District, including structural and non-structural activities, whether permitted by right or by special permit shall be in compliance with the Wetlands Protection Act, Chapter 131 Section 40 of the Massachusetts General Laws and with the following:

1. The section of the Massachusetts' State Building Code which addresses floodplain areas (currently 780 CMR);
2. Wetlands Protection Regulations, Department of Environmental Protection (DEP) (currently 310 CMR 10.00);
3. Inlands Wetlands Restriction, DEP (currently 310 CMR 13.00); and,
4. Minimum Requirements for Subsurface Disposal of Sanitary Sewage, DEP (currently 310 CMR 15.00, Title 5)

- E. The boundaries of the Flood Plain District shall be determined by scaling distances in the said Maps except where elevations are provided in Zone AE. Where there appears to be a conflict between a mapped boundary and actual field conditions FEMA should be consulted for formal review and map revision. The person contesting the location of the district boundary shall be given a reasonable opportunity to present his case to the Board and to submit his own technical evidence if he so desires.
- F. Notification of Watercourse Alteration. In a riverine situation, the Town Planner shall notify the following of any alteration or relocation of a watercourse:
1. Adjacent Communities
 2. NFIP State Coordinator
Massachusetts Department of Conservation and Recreation
251 Causeway Street, Suite 600-700
Boston, MA 02114-2104
 3. NFIP Program Specialist
Federal Emergency Management Agency, Region 1
99 High Street, 6th Floor
Boston, MA 02110
- G. COMPLIANCE. No structure or land shall be used and no structure shall be located extended, converted or structurally altered without full compliance with the terms of this Section, the State Building Code and other applicable regulations.
- H. ABROGATION AND GREATER RESTRICTIONS. It is not intended by this Section to repeal, abrogate or impair any existing easement, covenants or deed restrictions. However, where this Section imposes greater restrictions, the provision of this Section shall prevail.
- I. WARNING AND DISCLAIMER OF LIABILITY. The degree of flood and erosion protection required by this Section is considered reasonable for regulatory purposes and is based on scientific methods of study. Larger floods may occur. This Section does not imply that areas outside the Flood Hazard District boundaries or land uses permitted within such districts will be free from flooding or flood

damages. This Section shall not create liability on the part of the Town of Middleborough or any officer or employee thereof for any flood damages that result from reliance on this Section or any administrative decision lawfully made hereunder.

J. **REGULATORY FLOOD PROTECTION ELEVATION FOR MIDDLEBOROUGH.** Within Zone A where the base flood elevation is not provided for on documents referred to in Subsection 8.1.2, the applicant shall produce any already existing, reasonable base flood elevation data and such data shall be submitted to the Buildings Inspector for development criteria.

K. **PERMITTED USES.** The following uses which have low flood damage points and do not threaten other lands during times of flood are encouraged within the Special Hazard Areas (Zones A and AE), provided they are not prohibited by any other zoning regulations or other Bylaws and do not require storage of materials, structures, flood control works, or substantial filling or grading. But no use shall be permitted which adversely affects the capacity of the channels of floodways of streams, drainage ditches or any other drainage facility or system. (See FEMA List)

1. Agricultural uses such as farming, grazing, truck farming, horticulture, etc.
2. Forestry and nursery uses.
3. Conservation of water, plants and wildlife.
4. Wildlife management area, foot, bicycle and/or horse paths.
5. Temporary non-residential structures used in connection with fishing, growing harvesting, storage or sale of crops raised on the premises.
6. Buildings lawfully existing prior to the adoption of these provisions.
7. Municipal uses such as water works, pumping stations and other essential services.
8. Outdoor recreational uses including fishing, boating, play areas, beaches, beach cabanas not suitable for dwellings, boardwalks and steps to permit access across swamps or marshes, pavilions and other similar small platforms, lifeguard stations, golf courses, tennis courts, driving ranges, archery ranges, picnic grounds, boat launching ramps, swimming areas, parks, wildlife and nature preserves, game farms, shooting preserves, target

ranges, trap and skeet ranges, hunting and fishing areas, hiking and horseback riding trails, temporary structures for sale for food and refreshments, arts and crafts.

9. Residential uses such as lawns, gardens, parking areas and structures for storage not designed for human habitation.

L. OTHER USE REGULATIONS

1. Within Zones AH and AO on the FIRM, adequate drainage paths must be provided around structures on slopes, to guide floodwaters around and away from proposed structures.
2. In Zone AE, along watercourses within the Town of Middleborough, that have a regulatory floodway designated on the Plymouth county FIRM encroachments are prohibited in the regulatory floodway which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.
3. All subdivision proposals must be designed to assure that:
 - a. Such proposals minimize flood damage;
 - b. All public utilities and facilities are located and constructed to minimize or eliminate flood damage; and,
 - c. Adequate drainage is provided to reduce exposure to flood hazards.
4. Existing and proposed contours of site and elevations of existing and proposed structures must be included on plan proposal.
5. There shall be established a routing procedure which will circulate or transmit one copy of the development plan to the Conservation Commission, Planning Board, Board of Health and Building Inspector for comments which will be considered by the appropriate permitting Board prior to issuing applicable permits.

6.

M. FLOOD PLAIN (OVERLAY) DISTRICT DEFINITIONS: For the purposes of Section XI, the following terms are defined below:

AREA OF SPECIAL FLOOD HAZARD: The land in the floodplain within a community subject to a one percent (1%) or greater chance of flooding in any given year. The area may be designated as Zone A, AO, AH, AI-30, AE, A99, VI-30, VE, or V.

BASE FLOOD: The flood having a one percent chance of being equaled or exceeded in any given year.

COASTAL HIGH HAZARD AREA: An area of special flood hazard extending from offshore to the inland limit of a primary frontal dune along an open coast and any other area subject to high velocity wave action from storms or seismic sources. The area is designated on a FIRM as Zone VE.

DEVELOPMENT: Any man-made change to improved or unimproved real estate, including but not limited to building or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations.

DISTRICT: Section XI, the Flood Plain District.

FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA): The agency administering the National Flood Insurance Program. FEMA provides a Nation wide flood hazard area mapping study program for communities as well as regulatory standards for development in the flood hazard areas.

FLOOD INSURANCE RATE MAP (FIRM): An official map of a community on which FEMA has delineated both the areas of special flood hazard and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY: An examination, evaluation, and determination of flood hazards and if appropriate, corresponding water surface elevations or an examination, evaluation and determination of flood-related erosion hazards.

FLOODWAY: The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation.

LOWEST FLOOR: The lowest floor of the lowest enclosed area (including basement or cellar). An unfinished or flood resistant enclosure, usable solely for parking of vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor, provided that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of NFIP Regulations 60.3.

MANUFACTURED HOME (MOBILE HOME): A structure, transportable in one or more sections, which is built on a permanent chassis and is designated for use with or without a permanent foundation when connected to the required utilities. For floodplain management purposes the term "manufactured home" also includes park trailers, travel trailers and other similar vehicles placed on a site for greater than one hundred eighty (180) consecutive days. For

insurance purposes, the term "manufactured home" does not include park trailers, travel trailers and other similar vehicles.

MANUFACTURED (MOBILE) HOME PARK OR SUBDIVISION: A parcel (or contiguous parcels) of land divided into two (2) or more manufactured home lots for rent or sale.

NEW CONSTRUCTION: For floodplain management purposes, structures for which the "start of construction" commenced on or after the effective date of a floodplain management regulation adopted by a community. For the purpose of determining insurance rates, new construction means structures for which the "start of construction" commenced on or after the effective date of an initial FIRM or after December 31, 1974, whichever is later.

ONE-HUNDRED-YEAR FLOOD: See Base flood.

REGULATORY FLOODWAY: See Floodway.

SPECIAL FLOOD HAZARD AREA: An area having special flood and/or flood-related erosion hazards and shown on an FIRM as Zone A, AO, AI-30, AE, A99, AH, V, VI-30 or VE.

STRUCTURE: For floodplain management purposes, a walled and roofed building, including a gas or liquid storage tank, that is principally above ground, as well as a manufactured home. Structure, for insurance coverage purposes, means a walled and roofed building other than a gas or liquid storage tank that is principally above ground and affixed to a permanent site, as well as a manufactured home on foundation. For the latter purpose, the term includes a building while in the course of construction, alteration or repair, but does not include building materials or supplies intended for use in such construction, alteration, or repair, unless such materials or supplies are within an enclosed building on the premises.

SUBSTANTIAL DAMAGE: Damage of any origin sustained by a structure whereby the cost of restoring the structure to its before-damaged condition would equal or exceed fifty (50) percent of the market value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT: Any repair, reconstruction or improvement of a structure, the cost of which equals or exceeds fifty (50) percent of the market value of the structure either (a) before the improvement or repair is started, or (b) if the structure has been damaged and is being restored, before the damage occurred. For the purposes of this definition, "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure.

ZONE A: The one hundred (100) year floodplain area where the base flood elevation (BFE) has not been determined. To determine the BFE, use the best available Federal, State, local or other data.

ZONE AE (for new and revised maps): The one hundred (100) year floodplain where the base flood elevation has been determined.

ZONE AH AND ZONE AO: The one hundred (100) year floodplain with flood depths of one (1) to three (3) feet, where a clearly defined channel does not exist, where the path of flooding is unpredictable and where the velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

ZONE A99: Areas to be protected from the one hundred (100) year flood by federal flood

protection system under construction. Base flood elevations have not been determined.

ZONE X: Areas identified in the community flood insurance study as areas of moderate or minimal flood hazard. Zone X replaces Zones B and C on new and revised maps.

ARTICLE 21: By a counted vote of yes, 144 no, 63 to authorize the Board of Selectmen to petition the General Court of the Commonwealth to enact legislation to allow the Rent Board to impose reasonable fees for the employment of outside consultants under the provisions of General Laws Chapter 44, Section 53G in connection with its review of petitions for rent adjustments under the Town's Rules and Regulations for Mobile Home Park Accommodations, Rents, and Evictions.

ARTICLE 22: Voted unanimously to rescind the Underground Fuel Storage – Testing for Leaks By-Law.

ARTICLE 23: Voted by a majority vote to rescind the Fuel Oil Storage and Gasoline Storage By-Laws in their entireties and substitute the following new By-Law:

Fuel Oil and Gasoline Storage

The fee for a new or amended license for keeping, storage, manufacture or sale of fuel oil under Chapter 148, Section 13 shall be Fifty Dollars (\$50.00). The fee for an annual certificate of registration for keeping, storage, manufacture or sale of fuel oil under Chapter 148, Section 13 shall be Thirty Dollars (\$30.00). The fee for a new or amended license for keeping, storage, manufacture or sale of gasoline under Chapter 148, Section 13 shall be Thirty

Dollars (\$30.00) per nozzle. The fee for an annual certificate of registration for keeping, storage, manufacture or sale of gasoline under Chapter 148, Section 13 shall be Twenty-Five Dollars (\$25.00) per nozzle.

Prior to moving Article 24, Police Chief Bruce Gates provided an explanation of the article. He explained all the by-laws have been voted on by the voters of the Town of Middleborough and have been approved by the Attorney General's Office and this would simplify the process of enforcing them to make the process easier since currently it is too cumbersome to go to Court over the fines. This bylaw would change these to non-criminal.

The public profanity by-laws from 1927 and 1968 were shown on a projector to Town Meeting.

The appeal process was questioned. Chief Gates explained that anyone issued a citation could either come into pay the citation to the Town Clerk in Middleborough or could appeal to the Fourth District Court in Wareham and request a non-criminal hearing.

ARTICLE 24: By a counted vote of yes, 183 no, 50 it was voted to adopt the following by-law:

Non-Criminal Disposition By-Law

Section 1. Violation of any Town by-law identified in Section 2 hereof may in the discretion of the Town officer who is the appropriate enforcing person be enforced in the manner provided under Section 21D of Chapter 40 of the Massachusetts General Laws. The enforcing person taking cognizance of a violation of any such by-law which the enforcing person is empowered to enforce, as an alternative to initiating criminal proceedings, may give to the offender a written notice to appear before the clerk of the district court having jurisdiction thereof at any time during office hours not later than twenty-one days after the date of such notice. The non-criminal fine for each such violation shall be the amount identified in Section 2 hereof.

Section 2. The by-laws which are subject to this by-law and related penalties/fines are as follows:

<u>By-law</u>	<u>Penalty/Fine</u>
By-law regarding use of highways and streets (Adopted under Article 5 of March 7, 1927 Town Meeting)	\$ 20.00
By-law regarding disorderly conduct (Adopted under Article 7 of March 7, 1927 Town Meeting)	\$ 20.00
By-law regarding disorderly conduct (Adopted under Article 7 of October 3, 1972 Town Meeting)	\$ 50.00
By-law regarding public consumption of alcoholic beverages (Adopted under Article 7 of November 26, 1973 Town Meeting)	\$ 50.00
By-law regarding public profanity (Adopted under Article 8 of October 28, 1968 Town Meeting)	\$ 20.00
By-law regarding obstruction of roadway with snow or ice (Adopted under Article 11 of March 13, 1972 Town Meeting)	\$ 50.00
By-law regarding public use of marijuana (Adopted under Article 17 of May 26, 2009 Town Meeting)	\$300.00

Section 3.

The phrase “enforcing person” as used in this by-law shall mean any Town of Middleborough police officer with respect to any violation.

Section 4.

The provisions of Section 21D of Chapter 40 of Massachusetts General Laws shall apply to enforcement actions under this by-law.

ARTICLE 25: By a counted vote of yes, 111 no, 55 it was voted to adopt the following by-law:

Regulation of Licenses for Purchase, Sale or Barter
of Junk, Old Metals or Second Hand Articles

Section 1: Every person or party who is a collector of, dealer in or keeper of a shop for the purchase, sale or barter of junk, old metals or second hand articles shall have a license issued by the Board of Selectmen. The license issued by the Board of Selectmen shall be subject to applicable provisions of General Laws Chapter 140 including without limitations Section 54 and Sections 202 to 205 inclusive.

Section 2: Any person or party holding a license or who is required to have a license pursuant to this by-law (hereafter “licensee”) who in the course of business buys, trades for, barterers for or otherwise acquires precious metals, jewelry or gemstones shall hold such items for a period of thirty (30) days from the date of acquisition of the items before selling, trading, bartering or otherwise disposing of the items. During the thirty (30) day period, a licensee shall not melt or otherwise alter the appearance of such items.

Section 3: A licensee shall submit to the Middleborough Chief of Police a weekly report of all precious metals, jewelry or gemstones acquired by the licensee during the week prior to the report. Reports shall be written in English and legible. Reports shall include as to each such item: (1) a description of each item; (2) the date the item was acquired; and (3) the name, address, date of birth and driver’s license number/state of issue of the person from whom the item was acquired. A weekly report shall be submitted on Monday or Tuesday of each week and shall include all such items acquired during the week prior to the date the report is submitted (Sunday through Saturday inclusive).

Section 4: A licensee may store and transmit reports required under Section 3 electronically subject to approval of the format of the reports by the Chief of Police.

Section 5: A licensee shall take a color photograph of all persons from whom the licensee acquires precious metals, jewelry or gemstones. A licensee shall also take a color photograph of all precious metals, jewelry and gemstones acquired by the licensee. The licensee shall retain the color photographs of the persons and items for not less than thirty (30) days from the date of

acquisition of the items depicted in the photographs and shall make the photographs available for review by members of the Middleborough Police Department upon request.

Section 6: Definitions

As used in this by-law the following words and phrases shall have the following meanings:

“precious metals”, items containing gold, silver or platinum in whatever form;

“jewelry”, items containing precious metals, sometimes set with gemstones, intended for wear for personal adornment, including without limitation watches, pocket watches and other devices for keeping time;

“gemstones”, diamonds or other precious stones consisting of mineral or petrified material and used or suitable for use in jewelry.

Section 7: Whoever violates any provision of this by-law shall be subject to a fine of Three Hundred Dollars (\$300.00) for each violation.

ARTICLE 26: By a counted vote of yes, 107 no, 71 to accept Section 33A of General Laws Chapter 138 which will allow the Board of Selectmen as licensing authority to authorize licensees under General Laws Chapter 138, Section 12 to sell alcoholic beverages between the hours of 1:00 a.m. and 2:00 a.m. on Sundays, the last Monday in May and on Christmas Day or on the day following when said day occurs on Sunday.

ARTICLE 27: By a counted vote of yes, 134 no, 45 to accept Section 33B of General Laws Chapter 138 which will allow the Board of Selectmen as licensing authority to authorize licensees under General Laws Chapter 138, Section 12 to sell alcoholic beverages between the hours of 10:00 a.m. and 12:00 noon on Sundays, the last Monday in May and on Christmas Day or on the day following when said day occurs on Sunday.

ARTICLE 28: By a counted vote of yes, 164 no, 2 it was voted to authorize the Board of Selectmen to acquire by purchase and/or eminent domain the following described properties in Middleborough, said properties to be used in connection with a municipal water system well site:

- a) A parcel of land off Cross Street now or formerly owned by Alfred J. Gomes and Dorothy Lucas, containing 13.94 acres of land more or less, shown as Lot 3922 on Assessors Map 040 and described in a deed recorded in the Plymouth County Registry of Deeds in Book 2582, Page 323;

- b) A parcel of land off Cross Street now or formerly owned by Brett and Lynn Deboyes containing 0.19 acres of land more or less and being a part of Lot 2341 on Assessors Map 040 and abutting land described above as being now or formerly owned by Gomes and Lucas. The parcel is part of the land described in a deed recorded in the Plymouth County Registry of Deeds in Book 16778, Page 095;
- c) A parcel of land off Cross Street now or formerly owned by Douglas and Marylou Green containing 1.65 acres of land more or less and being part of Lot 4623 on Assessors Map 040 and abutting land described above as being now or formerly owned by Gomes and Lucas. The parcel is part of the land described in a deed recorded in the Plymouth County Registry of Deeds in Book 6640, Page 040;
- d) A parcel of land off Cross Street now or formerly owned by Leo P. Nelson, Sr. and Leo P. Nelson, Jr. containing 0.56 acres of land more or less and being part of Lot 3029 on Assessors Map 040 and abutting land described above as being now or formerly owned by Gomes and Lucas. The parcel is part of the land described in a deed recorded in the Plymouth County Registry of Deeds in Book 6526, Page 215;
- e) A permanent access and utility easement in land on and off Cross Street now or formerly owned by Leo P. Nelson, Sr. and Leo P. Nelson, Jr. over land shown as Lot 3029 on Assessors Map 040, described in a deed recorded in the Plymouth County Registry of Deeds in Book 6526, Page 215, being of variable width and running from the easterly side of Cross Street to the westerly line of land described above as being now or formerly owned by Gomes and Lucas; and
- f) A temporary construction easement over land described above as now or formerly owned by Leo P. Nelson, Sr. and Leo P. Nelson, Jr. of variable width and abutting the permanent access and utility easement described above,

to transfer the management and control of a parcel of land on Cross Street shown as Lot 3788 on Assessors Map 40 containing 1.40 acres more or less to the Board of Selectmen for the purpose of conveying said parcel to Douglas and Marylou Green in exchange for said parcel owned by Green described above in (c), and to authorize the Board of Selectmen to exchange said parcels on terms and conditions as the Board determines and to appropriate \$390,000 from the water development charge portion of the

retained earnings of the Water Enterprise Fund to pay for acquisition of the properties and construction of the well and well site and access utility easement.

ARTICLE 29: Voted unanimously to authorize the Board of Selectmen to acquire easements in a parcel of land by gift, purchase or eminent domain in connection with the drainage outlet pipe and water quality swale located at 29 Stone Street, Middleborough, MA, such parcel being shown on a plan entitled “Drainage Easement Plan, 29 Stone Street, Middleboro, MA” dated March 2012 prepared by Outback Engineering as follows:

Parcel #	Property Owner
E-1	Robert G. and Lynne A. Hession

ARTICLE 30: Voted unanimously to postpone this article indefinitely. A motion was made and seconded to move the question on Article 31 and was voted by counted majority vote of yes, 133 no, 50.

ARTICLE 31: This article was **defeated** by a counted vote of yes, 78 and no, 106.

A motion was made and seconded to move the question on Article 32; unanimous vote.

ARTICLE 32: This article **failed** by a majority vote.

Voted unanimously to adjourn Annual Town Meeting at 10:35 p.m.

A true copy, attest:

ALLISON J. FERREIRA
Town Clerk



WARRANT FOR SPECIAL TOWN MEETING

Middleborough, Massachusetts

To Bruce D. Gates, Police Chief or any of the
Police Officers of the Town of Middleborough

Greetings:

In the name of the Commonwealth of Massachusetts you are hereby required to notify and warn all the inhabitants of said Town, qualified to vote in Town affairs, to meet in the **Auditorium of the Middleborough High School**, on **Monday, October 1, 2012 at 7:00 P.M.**, to act on the following articles:

ARTICLE 1. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account, or other available source to supplement and/or adjust departmental budgets for Fiscal Year 2013, or act anything thereon.

ARTICLE 2. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, an existing appropriation or account, or other available source for unpaid bills from prior years, or act anything thereon.

ARTICLE 3. To see if the Town will vote to raise and appropriate and/or transfer a sum of money of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account, or other available source to fund sick leave buy-backs or act anything thereon.

ARTICLE 4. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source, to be placed into the Stabilization Fund, or act anything thereon.

ARTICLE 5. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source, to be placed into the Other Post-Employment Benefits Liability Trust Fund, or act anything thereon.

ARTICLE 6. To see if the Town will vote to raise and appropriate and/or transfer \$60,000 from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation of account or other available source or by borrowing to purchase a 20/30 passenger special needs school bus with a wheelchair lift for the School Department, or act anything thereon.

ARTICLE 7. To see if the Town will vote to raise and appropriate and/or transfer \$171,485 from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source or by borrowing to purchase computers, servers, monitors, printers, and related hardware and software for various Town departments, or act anything thereon.

ARTICLE 8. To see if the Town will vote to rescind various debt authorization(s) voted at previous town meeting(s) for capital projects and raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source to fund capital projects voted at previous town meetings(s), or act anything thereon.

ARTICLE 9. To see if the Town will vote to raise and appropriate and/or transfer the sum of \$50,000 from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source, or by borrowing for the Department of Public Works for all relevant and necessary expenses associated new stormwater activities required by the EPA/DEP, or act anything thereon.

ARTICLE 10. To see if the Town will vote to raise and appropriate the sum of \$220,000.00 by borrowing under General Laws, Chapter 44, by borrowing from the Massachusetts Water Pollution Abatement Trust pursuant to General Laws Chapter 29C, or by raising and appropriating said sum from some other source for the purpose of funding the Town's program to repair, replace or upgrade septic waste disposal systems, or act anything thereon.

ARTICLE 11. To see if the Town will vote to raise and appropriate and/or transfer the sum of \$158,000 from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source or by borrowing for the purpose of a revaluation update and interim updates for the Board of Assessors of commercial and industrial real estate and personal property, and completion of a satisfactory certification and satisfactory interim update, or act anything thereon.

ARTICLE 12. To see if the Town will vote to appropriate \$5,150 from the Historic Resources Reserve of the Community Preservation Fund to fund Phase I of the Middleborough Town Clerk's project for preservation of historic town records by conducting an assessment of said town records as preparation of restoring, preserving and microfilming said records including a computerized document management system; said funds to be expended under the direction of the Community Preservation Committee; or take any other action thereon.

Sponsored by the Community Preservation Committee

ARTICLE 13. To see if the Town will vote to appropriate \$3,000 from the Historic Resources Reserve of the Community Preservation Fund to fund signage at fourteen (14) burial grounds of early settlers and historic leaders of our colonial community and veterans of the Revolutionary War, War of 1812 and Civil War; said funds to be expended under the direction of the Community Preservation Committee; or take any other action thereon.

Sponsored by the Community Preservation Committee

ARTICLE 14. To see if the Town will vote to authorize the Board of Selectmen to amend the Landfill Operations Agreement between the Town of Middleborough and Waste Management of Massachusetts, Inc. dated February 15, 2006 for the operation of the Brook Street Landfill pursuant to General Laws, Chapter 44, Section 28C (g) on such terms and conditions as the Board of Selectmen determines, or act anything thereon.

ARTICLE 15. To see if the Town will vote to authorize the Board of Selectmen to enter into an agreement with the Town of Lakeville to provide water service to existing water customers in the Town of Lakeville on such terms and conditions as the Board of Selectmen determines, or act anything thereon.

ARTICLE 16. To see if the Town will vote to adopt the following by-law:

Section 1. The Town of Middleborough Historical Commission (the "Commission") shall have authority on behalf of the Town to maintain the following historic, private cemeteries in Middleborough:

- Fall Brook Cemetery
- Halifax Cemetery
- Pierce Cemetery
- Reed Cemetery / Marion Road
- Sachem Street Cemetery
- Summer Street Cemetery
- Taunton Street Cemetery

Authority to maintain the said cemeteries shall include maintenance of burial lots in the cemeteries. Maintenance shall be limited to materials and services provided in connection with such maintenance.

Section 2. The Commission may engage one or more persons or parties to provide maintenance at the cemeteries or to make agreements on behalf of the Commission for such maintenance.

Section 3. The Commission shall be authorized to expend available income from the cemetery trust funds which relate to said cemeteries and which are held by the Town Treasurer and Collector of Taxes for maintenance expenses with respect to said cemeteries. Provided that the available income from a trust fund for a particular cemetery may be expended for maintenance expenses relating solely to that particular cemetery. And provided that the Commission shall not incur maintenance expenses for a particular cemetery which exceed the available income from the trust fund for that particular cemetery.

ARTICLE 17. To see if the Town will vote to adopt the following by-law:

Non-Criminal Disposition By-Law

Section 1. Violation of any Town by-law identified in Section 2 hereof may in the discretion of the Town officer who is the appropriate enforcing person be enforced in the manner provided under Section 21D of Chapter 40 of the Massachusetts General Laws. The enforcing person taking cognizance of a violation of any such by-law which the enforcing person is empowered to enforce, as an alternative to initiating criminal proceedings, may give to the offender a written notice to appear before the clerk of the district court having jurisdiction thereof at any time during office hours not later than twenty-one days after the date of such notice. The non-criminal fine for each such violation shall be the amount identified in Section 2 hereof.

Section 2. The by-laws which are subject to this by-law and related penalties/fines are as follows:

<u>By-law</u>	<u>Penalty/Fine</u>
By-law regarding use of highways and streets (Adopted under Article 5 of March 7, 1927 Town Meeting)	\$ 20.00
By-law regarding public consumption of alcoholic beverages (Adopted under Article 7 of November 26, 1973 Town Meeting)	\$ 50.00
By-law regarding obstruction of roadway with snow or ice (Adopted under Article 11 of March 13, 1972 Town Meeting)	\$ 50.00
By-law regarding public use of marijuana (Adopted under Article 17 of May 26, 2009 Town Meeting)	\$300.00

Section 3.

The phrase “enforcing person” as used in this by-law shall mean any Town of Middleborough police officer with respect to any violation.

Section 4.

The provisions of Section 21D of Chapter 40 of Massachusetts General Laws shall apply to enforcement actions under this by-law, or act anything thereon.

ARTICLE 18. To see if the town will vote to amend the zoning by-laws by making the following changes as part of a recodification:

ITEM 1. Delete the following sections of the current Zoning By-law in their entireties, including amendments thereof:

Section I	Purpose
Section II	Definitions
Section III	Establishment of Districts
Section IV	Use Regulation
Section V	Area Regulations
Section VI	General Regulations

Section VII	Administration
Section VIII	Inlands Wetland District
Section IX	Development Opportunities (DO) District
Section X	Adult Mobile Home Parks
Section XI	Flood Plain District – Regulation of Flood Hazard Areas
Section XII	Water Resource Protection Districts By-Law (WRPD)
Section XIII	General Use District
Section XIV	Associate Member - Planning Board
Section XV	Adult Entertainment District
Section XVI	Open Space & Resource Preservation Development District
Section XVII	Business District
Section XVIII	Commercial Development (CD) District

ITEM 2. Substitute the following new Sections therefore:

Section 1.0	Purpose and Authority
Section 2.0	Districts
Section 3.0	Use Regulations
Section 4.0	Dimensional Requirements
Section 5.0	General Regulations
Section 6.0	Special Regulations
Section 7.0	Special Residential Regulations
Section 8.0	Overlay District Regulations
Section 9.0	Administration and Procedures
Section 10.0	Definitions

or act anything thereon.

ARTICLE 19. To see if the Town will vote to amend the Zoning By-laws by deleting Section XI in its entirety and substituting the following new Section XI therefore:

SECTION XI

FLOOD PLAIN DISTRICT (FPD)

- A. PURPOSE. It is the purpose of this Section to promote the public health, safety and general welfare and to minimize losses by provisions designed to:
1. Restrict or prohibit uses which are dangerous to health, safety or property due to water or erosion hazards or which cause damaging increases in erosion, erosion hazards, flooding or flood velocities;
 2. Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction;
 3. Discourage individuals from buying lands which are unsuited for intended purposes because of flood hazard;
 4. Control filling, grading and mineral extraction which may increase flood damage;
 5. Regulate the construction of levees, jetties and other works which may increase flood damage to lands which may be subject to flooding;
 6. Ensure public safety through reducing the threats to life and personal injury;

7. Eliminate new hazards to emergency response officials;
 8. Prevent the occurrence of public emergencies resulting from water quality, contamination and pollution due to flooding;
 9. Avoid the loss of utility service which if damaged by flooding would disrupt or shut down the utility network and impact regions of the community beyond the site of flooding;
 10. Eliminate costs associated with the response and cleanup of flooding conditions; and,
 11. Reduce damage to public and private property resulting from flooding waters.
- B. **APPLICABILITY.** The Floodplain District is herein established as an overlay district. The District includes all special flood hazard areas within the Town of Middleborough designated as Zone A and AE on the Plymouth County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program (NFIP). The map panels of the Plymouth County FIRM that are wholly or partially within the Town of Middleborough are panel numbers 25023C0303J, 25023C0304J, 25023C0308J, 25023C0309J, 25023C0311J, 25023C0312J, 25023C0313J, 25023C0314J, 25023C0316J, 25023C0317J, 25023C0318J, 25023C0319J, 25023C0328J, 25023C0329J, 25023C0336J, 25023C0337J, 25023C0338J, 25023C0339J, 25023C0343J, 25023C0431J, 25023C0432J, 25023C0433J, 25023C0434J, 25023C0442J, 25023C0451J, 25023C0452J, 25023C0453J, 25023C0454J, 25023C0456J, 25023C0458J, 25023C0459J, 25023C0461J, 25023C0462J, 25023C0466J, and 25023C0467J dated July 17, 2012. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Plymouth County Flood Insurance Study (FIS) report dated July 17, 2012. The FIRM and FIS report are incorporated herein by reference and are on file with the Town Clerk, Planning Board, Building Inspector and Conservation Commission.
- C. **BASE FLOOD ELEVATION AND FLOODWAY DATA.**
1. Floodway Data. In Zones A, and AE, along watercourses that have not had a regulatory floodway designated the best available Federal, State, local or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.
 2. Base Flood Elevation Data. Base flood elevation data is required for subdivision proposals or other developments greater than fifty (50) lots or five (5) acres, whichever is less, within unnumbered A Zones.
- D. The Flood Plain District is hereby established as an overlay district. All development in the District, including structural and non-structural activities, whether permitted by right or by special permit shall be in compliance with the Wetlands Protection Act, Chapter 131 Section 40 of the Massachusetts General Laws and with the following:
1. The section of the Massachusetts' State Building Code which addresses floodplain areas (currently 780 CMR);
 2. Wetlands Protection Regulations, Department of Environmental Protection (DEP) (currently 310 CMR 10.00);
 3. Inlands Wetlands Restriction, DEP (currently 310 CMR 13.00); and,
 4. Minimum Requirements for Subsurface Disposal of Sanitary Sewage, DEP (currently 310 CMR 15.00, Title 5)

- E. The boundaries of the Flood Plain District shall be determined by scaling distances in the said Maps except where elevations are provided in Zone AE. Where there appears to be a conflict between a mapped boundary and actual field conditions FEMA should be consulted for formal review and map revision. The person contesting the location of the district boundary shall be given a reasonable opportunity to present his case to the Board and to submit his own technical evidence if he so desires.
- F. Notification of Watercourse Alteration. In a riverine situation, the Town Planner shall notify the following of any alteration or relocation of a watercourse:
1. Adjacent Communities
 2. NFIP State Coordinator
Massachusetts Department of Conservation and Recreation
251 Causeway Street, Suite 600-700
Boston, MA 02114-2104
 3. NFIP Program Specialist
Federal Emergency Management Agency, Region I
99 High Street, 6th Floor
Boston, MA 02110
- G. COMPLIANCE. No structure or land shall be used and no structure shall be located extended, converted or structurally altered without full compliance with the terms of this Section, the State Building Code and other applicable regulations.
- H. ABROGATION AND GREATER RESTRICTIONS. It is not intended by this Section to repeal, abrogate or impair any existing easement, covenants or deed restrictions. However, where this Section imposes greater restrictions, the provision of this Section shall prevail.
- I. WARNING AND DISCLAIMER OF LIABILITY. The degree of flood and erosion protection required by this Section is considered reasonable for regulatory purposes and is based on scientific methods of study. Larger floods may occur. This Section does not imply that areas outside the Flood Hazard District boundaries or land uses permitted within such districts will be free from flooding or flood damages. This Section shall not create liability on the part of the Town of Middleborough or any officer or employee thereof for any flood damages that result from reliance on this Section or any administrative decision lawfully made hereunder.
- J. REGULATORY FLOOD PROTECTION ELEVATION FOR MIDDLEBOROUGH. Within Zone A where the base flood elevation is not provided for on documents referred to in Subsection 8.1.2, the applicant shall produce any already existing, reasonable base flood elevation data and such data shall be submitted to the Buildings Inspector for development criteria.
- K. PERMITTED USES. The following uses which have low flood damage points and do not threaten other lands during times of flood are encouraged within the Special Hazard Areas (Zones A and AE), provided they are not prohibited by any other zoning regulations or other Bylaws and do not require storage of materials, structures, flood control works, or substantial filling or grading. But no use shall be permitted which adversely affects the capacity of the channels of floodways of streams, drainage ditches or any other drainage facility or system. (See FEMA List)
1. Agricultural uses such as farming, grazing, truck farming, horticulture, etc.
 2. Forestry and nursery uses.
 3. Conservation of water, plants and wildlife.

4. Wildlife management area, foot, bicycle and/or horse paths.
5. Temporary non-residential structures used in connection with fishing, growing harvesting, storage or sale of crops raised on the premises.
6. Buildings lawfully existing prior to the adoption of these provisions.
7. Municipal uses such as water works, pumping stations and other essential services.
8. Outdoor recreational uses including fishing, boating, play areas, beaches, beach cabanas not suitable for dwellings, boardwalks and steps to permit access across swamps or marshes, pavilions and other similar small platforms, lifeguard stations, golf courses, tennis courts, driving ranges, archery ranges, picnic grounds, boat launching ramps, swimming areas, parks, wildlife and nature preserves, game farms, shooting preserves, target ranges, trap and skeet ranges, hunting and fishing areas, hiking and horseback riding trails, temporary structures for sale for food and refreshments, arts and crafts.
9. Residential uses such as lawns, gardens, parking areas and structures for storage not designed for human habitation.

L. OTHER USE REGULATIONS

1. Within Zones AH and AO on the FIRM, adequate drainage paths must be provided around structures on slopes, to guide floodwaters around and away from proposed structures.
2. In Zone AE, along watercourses within the Town of Middleborough, that have a regulatory floodway designated on the Plymouth county FIRM encroachments are prohibited in the regulatory floodway which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.
3. All subdivision proposals must be designed to assure that:
 - a. Such proposals minimize flood damage;
 - b. All public utilities and facilities are located and constructed to minimize or eliminate flood damage; and,
 - c. Adequate drainage is provided to reduce exposure to flood hazards.
4. Existing and proposed contours of site and elevations of existing and proposed structures must be included on plan proposal.
5. There shall be established a routing procedure which will circulate or transmit one copy of the development plan to the Conservation Commission, Planning Board, Board of Health and Building Inspector for comments which will be considered by the appropriate permitting Board prior to issuing applicable permits.

M. FLOOD PLAIN DISTRICT DEFINITIONS: For the purposes of Section XI, the following terms are defined below:

AREA OF SPECIAL FLOOD HAZARD: The land in the floodplain within a community subject to a one percent (1%) or greater chance of flooding in any given year. The area may be designated as Zone A, AO, AH, AI-30, AE, A99, VI-30, VE, or V.

BASE FLOOD: The flood having a one percent chance of being equaled or exceeded in any given year.

COASTAL HIGH HAZARD AREA: An area of special flood hazard extending from offshore to the inland limit of a primary frontal dune along an open coast and any other area subject to high velocity wave action from storms or seismic sources. The area is designated on a FIRM as Zone VE.

DEVELOPMENT: Any man-made change to improved or unimproved real estate, including but not limited to building or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations.

DISTRICT: Section XI, the Flood Plain District.

FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA): The agency administering the National Flood Insurance Program. FEMA provides a nationwide flood hazard area mapping study program for communities as well as regulatory standards for development in the flood hazard areas.

FLOOD INSURANCE RATE MAP (FIRM): An official map of a community on which FEMA has delineated both the areas of special flood hazard and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY: An examination, evaluation, and determination of flood hazards and if appropriate, corresponding water surface elevations or an examination, evaluation and determination of flood-related erosion hazards.

FLOODWAY: The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation.

LOWEST FLOOR: The lowest floor of the lowest enclosed area (including basement or cellar). An unfinished or flood resistant enclosure, usable solely for parking of vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor, provided that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of NFIP Regulations 60.3.

MANUFACTURED HOME (MOBILE HOME): A structure, transportable in one or more sections, which is built on a permanent chassis and is designated for use with or without a permanent foundation when connected to the required utilities. For floodplain management purposes the term "manufactured home" also includes park trailers, travel trailers and other similar vehicles placed on a site for greater than one hundred eighty (180) consecutive days. For insurance purposes, the term "manufactured home" does not include park trailers, travel trailers and other similar vehicles.

MANUFACTURED (MOBILE) HOME PARK OR SUBDIVISION: A parcel (or contiguous parcels) of land divided into two (2) or more manufactured home lots for rent or sale.

NEW CONSTRUCTION: For floodplain management purposes, structures for which the "start of construction" commenced on or after the effective date of a floodplain management regulation adopted by a community. For the purpose of determining insurance rates, new construction means structures for which the "start of construction" commenced on or after the effective date of an initial FIRM or after December 31, 1974, whichever is later.

ONE-HUNDRED-YEAR FLOOD: See Base flood.

REGULATORY FLOODWAY: See Floodway.

SPECIAL FLOOD HAZARD AREA: An area having special flood and/or flood-related erosion hazards and shown on an FIRM as Zone A, AO, AI-30, AE, A99, AH, V, VI-30 or VE.

STRUCTURE: For floodplain management purposes, a walled and roofed building, including a gas or liquid storage tank, that is principally above ground, as well as a manufactured home. Structure, for insurance coverage purposes, means a walled and roofed building other than a gas or liquid storage tank that is principally above ground and affixed to a permanent site, as well as a manufactured home on foundation. For the latter purpose, the term includes a building while in the course of construction, alteration or repair, but does not include building materials or supplies intended for use in such

construction, alteration, or repair, unless such materials or supplies are within an enclosed building on the premises.

SUBSTANTIAL DAMAGE: Damage of any origin sustained by a structure whereby the cost of restoring the structure to its before-damaged condition would equal or exceed fifty (50) percent of the market value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT: Any repair, reconstruction or improvement of a structure, the cost of which equals or exceeds fifty (50) percent of the market value of the structure either (a) before the improvement or repair is started, or (b) if the structure has been damaged and is being restored, before the damage occurred. For the purposes of this definition, "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure.

ZONE A: The one hundred (100) year floodplain area where the base flood elevation (BFE) has not been determined. To determine the BFE, use the best available Federal, State, local or other data.

ZONE AE (for new and revised maps): The one hundred (100) year floodplain where the base flood elevation has been determined.

ZONE AH AND ZONE AO: The one hundred (100) year floodplain with flood depths of one (1) to three (3) feet, where a clearly defined channel does not exist, where the path of flooding is unpredictable and where the velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

ZONE A99: Areas to be protected from the one hundred (100) year flood by federal flood protection system under construction. Base flood elevations have not been determined.

ZONE X: Areas identified in the community flood insurance study as areas of moderate or minimal flood hazard. Zone X replaces Zones B and C on new and revised maps. or act anything thereon.

ARTICLE 20. To see if the Town will vote to authorize the Municipal Light Board to purchase a parcel of land off the westerly side of Bedford Street in Bridgewater, MA believed to be owned now or formerly by Stiles & Hart Brick Company, containing 37.68 acres of land more or less being shown on Bridgewater Assessors Map 126 as Lot 7 on terms and conditions approved by the Municipal Light Board, to authorize the Municipal Light Board to use available funds of the Municipal Gas and Electric Department to pay the purchase price for the land, and to authorize the Board of Selectmen to make a confirmatory order of taking of the land by eminent domain, or at anything thereon.

ARTICLE 21. To see if the Town will vote to accept Silo Lane as a Town way as laid out by the Board of Selectmen and to authorize the Selectmen to acquire by eminent domain or by gift the fee in the way as shown on the road layout plan, on file with the Town Clerk entitled "Acceptance/Layout Plan, Silo Lane, 'Tispaquin Farms' a Chapter 40B Development in Middleborough, MA, (Plymouth County) Prepared For T..F. Development, Inc." which plan is dated September 3, 2008, and any related easements, or act anything thereon.

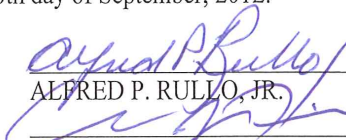




ARTICLE 22. To see if the Town will vote to accept Londonderry Lane as a Town way as laid out by the Board of Selectmen and to authorize the Selectmen to acquire by eminent domain, or by gift, the fee in the way and related easements as shown on the road layout plan, on file with the Town Clerk entitled "As Built/Layout Plan of Londonderry Lane within Salem Heights a

Subdivision in Middleboro, MA” dated June 11, 2001, drawn by R.I.M. Engineering Co., Inc. and any related easements, or act anything thereon.

ARTICLE 23. To see if the Town will vote to authorize the Board of Selectmen to make an exchange of land by conveyance of a parcel of Town land off Meadowbrooke Lane in Middleborough shown as Lot 1684 on Assessors Map 32 to Stephen and Maureen Bonfiglioli or other party in exchange for conveyance to the Town of a parcel of land on the easterly side of Thompson Street believed to be owned by Stephen and Maureen Bonfiglioli shown as Lot 5834 on Assessors Map 24 on such terms and conditions as the Board determines, or act anything thereon.

ARTICLE 24. To see if the Town will vote to authorize the Board of Selectmen to release to Stephen and Maureen Bonfiglioli or other party the Town’s interest in a drainage easement acquired in an Order of Taking by Eminent Domain dated January 30, 2012 of Meadowbrooke Lane and Bon View Circle recorded in the Plymouth County Registry of Deeds in Book 40950, Page 274, such drainage easement being located on Lot 7 (Lot 924 on Assessors Map 33) and shown on the plan recorded with said order of taking, and to authorize the Board of Selectmen to acquire in exchange for such release by deed and/or taking by eminent domain a drainage easement on said Lot 7 and adjoining Lot 8 (Lots 924 and 951 on Assessors Map 33) on such terms and conditions as the Board determines, or act anything thereon.

Given, under our hands at Middleborough, this 10th day of September, 2012.


ALFRED P. RULLO, JR.

ALLIN FRAWLEY

STEVEN P. SPATARO

BEN QUELLE

STEPHEN J. MCKINNON

BOARD OF SELECTMEN

Pursuant to the instructions contained in the above warrant, I have notified and warned all Inhabitants of said Town of Middleborough, qualified to vote as expressed in said Warrant, to meet at the time and place for the purpose specified by causing an attested Copy of the same to be published in the Middleboro Gazette on the **13th day of September, 2012**, that date being more than fourteen days before the time specified for said meeting.


BRUCE D. GATES, Police Chief

SPECIAL TOWN MEETING OCTOBER 1, 2012

Special Town Meeting was called to order at 7:09 PM by Town Moderator, Wayne C. Perkins, who declared a quorum present in the Middleborough High School Auditorium.

The Moderator then introduced the following: Reverend Bruce Smith of the Central Congregational Church in Middleborough who gave the invocation; Staff Sergeant Joshua Adgate, active member of the U.S. Army who was visiting for the evening and had a table set up in the lobby, the Veteran's Council who led the meeting in the Pledge of Allegiance; Alyson Levy, teacher at the Burtwood School of Performing Arts and former Miss Taunton, who sang the National Anthem, and acknowledged and thanked the members of the Middleborough High School Student Council for acting as pagers and counters for the evening.,

Voted unanimously to allow as necessary the following non-resident individuals to address Town Meeting: Charles Cristello, Town Manager; Steven Dooney, Town Accountant; Lance Benjamino, Fire Chief; Joseph Silva, Water Superintendent; Andrew Bagas, DPW Director; Roseli Weiss, Superintendent of Schools; Kathy Piatelli, School Business Manager; Ellen Driscoll, IT Director; Jane Kudcey, Acting Director of the Office of Economic and Community Development; and Attorneys Mark Bobrowski and Robert Mather; and further for taking a voice vote first on those votes requiring a super majority.

Before any action was taken, the Moderator reminded those of the warrant articles available in the lobby and other handouts including a 99 page Zoning Recodification document. Containers were left in the lobby to recycle upon leaving. All those in attendance were reminded to turn off all cell phones and pagers; a motion to amend must be in writing for the record allowing time for those to write out the amendment if needed; anyone who would like to address the meeting to use the microphone stating their name and address to be recognized by the Moderator; to limit all comments, questions and debates directly to the motion and article before us; debate and questions are healthy but should stay within the parameters of the article and to maintain order should be directed through the Moderator and as always maintain civility as Town Meeting is not the place for personal attacks or derogatory comments.

The Moderator certified that the warrant for the Special Town Meeting had been posted, served and returned in a proper fashion by Police Chief Bruce Gates.

Point of order was called by James Thomas on how many rows of unregistered voters there were. The Moderator indicated there were four rows.

The following act on was taken:

ARTICLE 1: The following was voted unanimously to raise and appropriate from **taxation**, the sum of \$105,268 to supplement the following budgets and account numbers for fiscal year 2013.

<i>Supplements from Taxation- Article 1 of the Special Town Meeting</i>			
Department	Account #	Line Item / Description	Amount
DPW Highway - Dept 422	15293	Snow and Ice	\$50,000.00
Treasurer - Dept 145	511101	Regular Pay Clerical	\$3,941.00
Planning - Dept 175	511104	Regular Pay Clerical	\$1,914.00
Animal Control - Dept 292	512100	Regular Pay Dog officer	\$3,925.00
Health - Dept 521	511101	Regular Pay Clerical	\$1,847.00
Health - Dept 521	511145	Regular Pay Nurses	\$5,233.00
Unclassified - Dept 950	532500	Other Building Maintenance	\$2,219.00
Unclassified - Dept 950	535500	Engineering	\$3,000.00
School -Dept 300			\$33,189.00
Total Supplements from taxation			\$105,268.00

Further voted unanimously:

- \$100,000.00 be **transferred from the Overlay Reserve Account to DPW Highway**, department 422, Snow and Ice, account number 15293.
- \$15,000.00 be **transferred from Free Cash to Department 151, Law Consultant Special Counsel**, account number 530400.
- \$170,000.00 be **transferred from Free Cash to Department 710, Debt Service, Maturing Principal**, account number 591000.
- \$820.00 be **transferred from department 123, the Town Manager Training account number 532200 to Department 950, Unclassified Training**, account number 532200
- \$300.00 be **transferred from department 123, the Town Manager Training account number 532200 to Department 950, Unclassified Clothing**, account number 532300.

ARTICLE 2: By counted vote of yes, 138 and no, 2 to **transfer** the sum of \$3,100.00 **from Free Cash**, in order to pay previous years, unpaid bills, account number 01.951.515401.0.0 **to** Edwards Wildman Palmer in the amount of \$3,100.00.

ARTICLE 3: Voted by a majority vote to **transfer** the sum of \$10,664 **from Free Cash to account number 01.155.519700.0.0** to fund one sick leave buy-back for personnel retiring from the Information Technology Department.

Finance Committee Recommended Favorable Action
Board of Selectmen Recommended Favorable Action

ARTICLE 4: By counted vote of yes, 145 and no, 1 to **transfer** the sum of \$1,003,509.00 **from Free Cash, to the Stabilization Account.**

Board of Selectmen Recommended Favorable Action

ARTICLE 5: By counted vote of yes, 144 and no, 1 to **transfer** the sum of \$200,000 **from Free Cash to the Other Post-Employment Benefits Liability Trust Fund.**

Finance Committee Recommended Favorable Action

ARTICLE 6: Voted unanimously to **postpone** this article indefinitely.

ARTICLE 7: Voted unanimously to **transfer** the sum of \$131,485 **from Free Cash** to purchase computers, servers, monitors, printers, related hardware, software and services for various Town departments.

Finance Committee Recommended Favorable Action

ARTICLE 8: Voted unanimously to **rescind** Town Meeting authorizations to **borrow** as follows:
Portion of Borrowing
Town Meeting Vote/Authorization

<u>Project</u>	<u>Date of Authorization</u>	<u>Article</u>	<u>to be rescinded</u>
1. Land off Miller Street	09/21/09	14	\$ 7,188
2. Town Hall cupola repair	06/11/12	13	\$ 12,472

Finance Committee Recommended Favorable Action

ARTICLE 9: Voted unanimously to **transfer \$50,000 from Free Cash to the Department of Public Works** for all relevant and necessary expenses associated with new stormwater activities required by the EPA/DEP.

Finance Committee Recommended Favorable Action

ARTICLE 10: Voted unanimously to raise and appropriate the sum of \$200,000.00 by **borrowing** from the Massachusetts Water Pollution Abatement Trust pursuant to General Laws Chapter 29C, for the purpose of funding the Town’s program to repair, replace or upgrade septic waste disposal systems.

Finance Committee Recommended Favorable Action

ARTICLE 11: Voted unanimously to **transfer \$158,000 from Free Cash to the Board of Assessors** for the purpose of a revaluation update and interim updates of commercial and industrial real estate and personal property, and completion of a satisfactory certification and satisfactory interim update.

Finance Committee Recommended Favorable Action

ARTICLE 12: Voted unanimously to appropriate \$5,150 from the Historic Resources Reserve of the Community Preservation Fund to fund Phase I of the Middleborough Town Clerk’s project for preservation of historic town records by conducting an assessment of said town records as preparation of restoring, preserving and microfilming said records including a computerized document management system; said funds to be expended under the direction of the Community Preservation Committee.

Finance Committee Recommended Favorable Action

Board of Selectmen Recommended Favorable Action

Community Preservation Committee Recommended Favorable Action

Historical Commission Recommended Favorable Action

ARTICLE 13: Voted unanimously to appropriate \$3,000 from the Historic Resources Reserve of the Community Preservation Fund to fund signage at fourteen (14) burial grounds of early settlers and historic leaders of our colonial community and veterans of the Revolutionary War, War of 1812 and Civil War; said funds to be expended under the direction of the Community Preservation Committee.

Finance Committee Recommended Favorable Action

Board of Selectmen Recommended Favorable Action

Community Preservation Committee Recommended Favorable Action

Historical Commission Recommended Favorable Action

ARTICLE 14: By counted vote of yes, 105 and no, 26 to authorize the Board of Selectmen to **amend** the Landfill Operations Agreement between the Town of Middleborough and Waste Management of Massachusetts, Inc. dated February 15, 2006 for the operation of the Brook Street Landfill pursuant to General Laws, Chapter 44, Section 28C (g) on such terms and conditions as the Board of Selectmen determines.

Finance Committee Recommended Favorable Action

ARTICLE 15: Voted by a majority vote to authorize the Board of Selectmen to enter into an agreement with the Town of Lakeville to provide water service to existing water customers in the Town of Lakeville on such terms and conditions as the Board of Selectmen determines.

Board of Selectmen Recommended Favorable Action

ARTICLE 16: Voted unanimously to adopt the following by-law:

Section 1. The Town of Middleborough Historical Commission (the “Commission”) shall have authority on behalf of the Town to maintain the following historic, private cemeteries in Middleborough:

- Fall Brook Cemetery
- Halifax Cemetery
- Pierce Cemetery
- Reed Cemetery / Marion Road
- Sachem Street Cemetery
- Summer Street Cemetery
- Taunton Street Cemetery

Authority to maintain the said cemeteries shall include maintenance of burial lots in the cemeteries. Maintenance shall be limited to materials and services provided in connection with such maintenance.

Section 2. The Commission may engage one or more persons or parties to provide maintenance at the cemeteries or to make agreements on behalf of the Commission for such maintenance.

Section 3. The Commission shall be authorized to expend available income from the cemetery trust funds which relate to said cemeteries and which are held by the Town Treasurer and Collector of Taxes for maintenance expenses with respect to said cemeteries. Provided that the available income from a trust fund for a particular cemetery may be expended for maintenance expenses relating solely to that particular cemetery. And provided that the Commission shall not incur maintenance expenses for a particular cemetery which exceed the available income from the trust fund for that particular cemetery.

*Board of Selectmen Recommended Favorable Action
Historical Commission Recommended Favorable Action*

ARTICLE 17: Voted by a majority vote to **postpone** this article indefinitely.

Prior to moving Article 18, the following statement was read by Michael Labonte, Chairman of the Planning Board:

On September 11, 2012, the Middleborough Planning Board voted unanimously to recommend favorable action on Article #18 as presented in the Town Meeting Handout, to amend the Town of Middleborough Zoning Bylaws by deleting Sections 1-18 of the current Zoning Bylaws in their entirety, including amendments thereof and substituting Sections 1.0-10.0 of the Recodified Zoning Bylaws therefore.

Prior to moving Article 18, the following statement was read by Ruth MacCawley Geoffroy, Planning Director:

In April 2010 the Board of Selectmen charged the Recodification Task Force with the task of recodifying the Town's Zoning Bylaw. That means to take the Town's existing Bylaw and reformat it into a complete, concise and understandable document.

With the assistance of Attorney Mark Bobrowski, the Recodification Task Force has rewritten the current Bylaw which is approximately 74 pages long with 99 pages of amendments and reduced it to a total of 99 pages. The recodified Zoning Bylaw includes a full table of contents, a table of uses and a table of dimensional standards. The Bylaw is now electronic, can be easily updated for future changes and will be available electronically on the Town website.

The Recodification Task Force's charge by the Board of Selectmen was to make as few substantive changes as possible and we have worked very hard to comply with this directive. The Bylaw has been updated to be consistent with current state and federal laws. All of the existing amendments have been incorporated into the text of the Bylaw. Various sections of the Bylaw were updated where the wording was confusing, contradictory or needed to be modernized. The Bylaw was also revised to be as consistent as possible with how the various zoning provisions have been historically interpreted by the Town.

Members of the Task Force represent a cross section of interests in Town including representatives of business, residents, town boards, the legal community, developers, local officials, etc. Although all recognized that more substantive changes really needed to be made to the Bylaw, these were intentionally withheld from the recodification and will be presented separately at a future Town Meeting.

ARTICLE 18: By counted vote of yes, 144 and no, 2 to amend the zoning by-laws by making the following changes as part of a recodification:

ITEM 1. Delete the following sections of the current Zoning By-law in their entirety, including amendments thereof:

Section I	Purpose
Section II	Definitions
Section III	Establishment of Districts
Section IV	Use Regulation
Section V	Area Regulations
Section VI	General Regulations
Section VII	Administration
Section VIII	Inlands Wetland District
Section IX	Development Opportunities (DO) District
Section X	Adult Mobile Home Parks
Section XI	Flood Plain District– Regulation of Flood Hazard Areas
Section XII	Water Resource Protection Districts By-Law (WRPD)
Section XIII	General Use District
Section XIV	Associate Member - Planning Board
Section XV	Adult Entertainment District
Section XVI	Open Space & Resource Preservation Development District
Section XVII	Business District
Section XVIII	Commercial Development (CD) District

ITEM 2. Substitute the following new Sections therefore:

Section 1.0	Purpose and Authority
Section 2.0	Districts
Section 3.0	Use Regulations
Section 4.0	Dimensional Requirements
Section 5.0	General Regulations
Section 6.0	Special Regulations
Section 7.0	Special Residential Regulations
Section 8.0	Overlay District Regulations
Section 9.0	Administration and Procedures
Section 10.0	Definitions

The full text of the new Sections being available for review at the office of the Town Clerk and on the table outside the Auditorium on the night of Town Meeting.

Board of Selectmen Recommended Favorable Action

The full text of the 99 page Recodified Zoning Bylaws is as follows:

Middleborough Zoning Bylaws

RECODIFICATION

October 1, 2012

Town Meeting

BY: RECODIFICATION TASK FORCE

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Middleborough Zoning Bylaws

SECTION 1.0 PURPOSE AND AUTHORITY

1.1. PURPOSE. These Bylaws are enacted to promote the general welfare of the Town of Middleborough, to protect the health and safety of its inhabitants, to encourage the most appropriate use of land throughout the Town and to increase the amenities of the Town, all as authorized by, but not limited by, the provisions of the Zoning Act, Massachusetts General Laws (MGL) Chapter 40A as amended and Section 2A of 1975 Mass Acts 808.

1.2 AUTHORITY. These Bylaws are enacted in accordance with the provisions of MGL Chapter 40A and all amendments thereto and in accordance with Article 89 of the Amendments to the Constitution of the Commonwealth of Massachusetts.

1.3 SCOPE. For these purposes, the construction, repair, alteration, reconstruction, height, number of stories and size of buildings and structures, the size and width of lots, the percentage of lot area that may be occupied, the size of yards, courts and other open spaces, the density of population and the location and use of buildings, structures and land in the Town are regulated as hereinafter provided.

1.4 APPLICABILITY. All buildings or structures hereinafter erected, reconstructed, altered, enlarged or moved and the use of all premises in the Town shall be in conformity with the provisions of these Bylaws. No building, structure or land shall be used for any purpose or in any manner other than is expressly permitted within the district in which such building, structure or land is located. Where the application of these Bylaws imposes greater restrictions than those imposed by any other regulation, permit, restriction, easement, covenant or agreement, the provisions of these Bylaws shall control. Nothing herein shall be construed to supersede the provisions of the Massachusetts State Building Code, 780 CMR 1.00, et seq.

1.4.1 Applicability; Nonconformities. Except as herein after provided, these Bylaws shall not apply to structures or uses lawfully in existence or lawfully begun or to a building permit or special permit issued before the first publication of notice of the public hearing on these Bylaws or any amendments thereto, but shall apply to any change or substantial extension of such use, to a building permit or special permit issued after the first notice or said public hearing, to any reconstruction, extension or change of such structure and to any alteration of a structure begun after the first notice of said public hearing to provide for its use for a substantially different purpose or for the same purpose in a substantially different manner or to a substantially greater extent except where alteration,

reconstruction, extension or a change to a single or two family residential structure does not increase the nonconforming nature of said structure.

1.4.2 Commencement of Construction or Operation. Construction or operations under a building permit or special permit shall conform to any subsequent amendments to these Bylaws, unless the use or construction is commenced within a period of not more than six (6) months after the issuance of the Building Permit or two (2) years in the case of a Special Permit and in any case involving construction, unless such construction is continued through to completion as continuously and expeditiously as is reasonable.

1.5 AMENDMENTS. This Bylaw may be amended from time to time at an annual or special town meeting in accordance with the provisions of MGL Chapter 40A, as may be amended from time to time.

1.6 SEPARABILITY. The invalidity of any section or provision of this Bylaw shall not invalidate any other section or provision herein.

1.7 ADDITIONAL INFORMATION. See Section 9.0 for administration and procedures.

SECTION 2.0 DISTRICTS

2.1 ESTABLISHMENT. For the purposes of these Bylaws, the Town of Middleborough is hereby divided into the following types of districts.

Residence A	(RA)
Residence B	(RB)
Residence Rural	(RR)
Business	(B)
Industrial	(I)
General Use	(GU)
General Use A	(GUA)
General Use X	(GUX)
Commercial Development	(CD)

2.2 OVERLAY DISTRICTS. In addition, the following overlay districts are also hereby established in Section 8.0:

Flood Plain District	(FPD)
Water Resource Protection District	(WRPD)
Development Opportunities District	(DOD)

2.3 SPECIAL RESIDENTIAL USES. In addition, the following special residential uses are also hereby established in Section 7.0:

- Open Space and Resource Preservation Developments
- Mobile Home Parks
- Family Accessory Apartments
- Retreat Lots

2.4 ZONING MAP. The location and boundaries of the Zoning Districts are hereby established as shown on the Zoning Map certified by the Town Clerk of Middleborough, dated May 14, 2001 revised through June 15, 2008. This Zoning Map, as may be amended, with all explanatory matter thereon, is hereby declared to be part of this Bylaw.

SECTION 3.0 USE REGULATIONS

3.1 PRINCIPAL USES. Except as otherwise provided herein no dwelling, building, structure, land or part thereof shall be used for any purpose or in any manner other than for one or more of the uses hereinafter set forth as “permitted” (Y) in the District in which such dwelling, building, structure or land is located or set forth as “permissible by special permit” (PB or ZBA) in said District and so authorized. All uses not set forth in the Table of Uses are prohibited. **See Sections 4.3.2 and 4.5.3 regarding the requirements for special permits for larger buildings in the Business and GU Districts respectively.**

<u>TABLE OF USES</u>									
PRINCIPAL USE	RA	RB	RR	B	I	GU	GUX	GUA	CD
A. RESIDENTIAL USES									
1. Single-family dwelling	Y	Y	Y	N	N	Y	Y	Y	N
2. Two-family dwelling	N	N	N	N	N	ZBA	ZBA	N	N
3. Trailer or mobile home	N	N	N	N	N	N	N	N	N
4. Conversion of single family to up to three dwelling units	ZBA	ZBA	ZBA	ZBA	ZB A	ZBA	ZBA	N	N
5. Dwelling units above street level floor	N	N	N	ZBA	N	N	N	N	N
6. Multifamily dwelling	N	N	N	N	N	ZBA	ZBA	N	N
7. Adult mobile home park	PB	PB	PB	N	N	PB	PB	PB	N
8. Open Space Residential Preservation Development	PB	N	PB	N	N	PB	PB	N	N
9. Retreat lot	PB	PB	PB	N	N	PB	PB	N	N
B. EXEMPT USES (PURSUANT TO MGL CH 40A SECTION 3)									
1. Agricultural Uses, Road Side Stands and Horse stables	Y	Y	Y	Y	Y	Y	Y	Y	Y
2. Use of land or structures for religious purposes	Y	Y	Y	Y	Y	Y	Y	Y	Y
3. Use of land or structures for educational purposes on land owned or leased by the commonwealth or any of its agencies, subdivisions or bodies politic or by a religious sect or by a nonprofit educational	Y	Y	Y	Y	Y	Y	Y	Y	Y

<u>TABLE OF USES</u>									
PRINCIPAL USE	RA	RB	RR	B	I	GU	GUX	GUA	CD
corporation									
4. Child Care Center	Y	Y	Y	Y	Y	Y	Y	Y	Y
5. Municipal or governmental facilities	ZBA	ZBA	ZBA	ZBA	Y	Y	Y	Y	Y
C. INSTITUTIONAL USES									
1. Philanthropic, fraternal, patriotic or charitable institution	ZBA	ZBA	ZBA	ZBA	ZB A	ZBA	ZBA	ZBA	N
2. Library, museum or park	ZBA	ZBA	ZBA	Y	ZB A	ZBA	ZBA	ZBA	N
3. Essential Services	ZBA	ZBA	ZBA	ZBA	ZB A	ZBA	ZBA	ZBA	PB
D. COMMERCIAL USES									
1. Nonexempt educational use	N	N	N	Y	N	Y	Y	Y	N
2. Reserved									
3. Kennel, Commercial	ZBA	ZBA	ZBA	ZBA	ZB A	ZBA	ZBA	ZBA	N
4. Veterinarian's office; Animal hospital	N	N	N	ZBA	N	ZBA	ZBA	ZBA	N
5. Private club or lodge	ZBA	ZBA	ZBA	ZBA	N	Y	Y	Y	N
6. Nursing or convalescent home	ZBA	ZBA	ZBA	N	ZB A	ZBA	ZBA	ZBA	N
7. Funeral home	N	N	N	Y	N	Y	Y	Y	N
8. Motel or Hotel	N	N	N	N	N	Y	Y	Y	PB
9. Bed and Breakfast	ZBA	ZBA	ZBA	Y	N	Y	Y	Y	N
10. Retail stores and services not elsewhere set forth	N	N	N	Y	N	Y	Y	Y	PB
11. Motor vehicle sales and rental	N	N	N	ZBA	N	Y	Y	Y	N
12. Motor vehicle general and body repair	N	N	N	N	N	Y	Y	Y	N
13. Motor vehicle light service	N	N	N	N	N	Y	Y	Y	N
14. Restaurant	N	N	N	Y	N	Y	Y	Y	PB
15. Restaurant, fast food	N	N	N	Y	N	Y	Y	Y	PB
16. Aviation Use	ZBA	ZBA	ZBA	N	ZB A	ZBA	ZBA	ZBA	N
17. Business or professional office, including medical	N	N	N	Y	N	Y	Y	Y	PB
18. Medical clinic	N	N	N	Y	N	Y	Y	Y	PB

<u>TABLE OF USES</u>									
PRINCIPAL USE	RA	RB	RR	B	I	GU	GUX	GUA	CD
19. Bank, financial agency	N	N	N	Y	N	Y	Y	Y	PB
20. Indoor commercial recreation	N	N	N	ZBA	N	Y	Y	Y	PB
22. Outdoor commercial recreation	N	N	N	N	ZB A	Y	Y	Y	PB
23. Golf course	ZBA	ZBA	ZBA	N	ZB A	Y	Y	Y	PB
24. Personal Service Establishment	N	N	N	Y	N	Y	Y	Y	PB
25. General Service Establishment	N	N	N	ZBA	N	Y	Y	Y	PB
26. Adult Use	N	N	N	N	N	N	N	ZBA	N
27. Hospital	N	N	N	Y	N	Y	Y	Y	PB
28. Fitness Center	N	N	N	Y	N	Y	Y	Y	PB
29. Movie Theater	N	N	N	Y	N	Y	Y	Y	PB
30. Indoor Flea Market	N	N	N	Y	N	Y	Y	Y	N
31 Food processing or packaging with onsite sales	N	N	N	Y	N	Y	Y	Y	N
32. Adult Day Care	N	N	N	Y	N	Y	Y	Y	N
33. Dry Cleaners, onsite cleaning	N	N	N	Y	Y	Y	Y	Y	N
E. INDUSTRIAL USES									
1. Earth removal on premises owned by Town	Y	Y	Y	N	ZB A	ZBA	ZBA	ZBA	ZBA
2. Commercial earth removal	N	N	N	N	N	N	N	N	N
3. Light manufacturing	N	N	N	N	ZB A	Y	Y	Y	N
4. Manufacturing	N	N	N	N	ZB A	Y	Y	Y	N
5. Wholesale, warehouse, self-storage mini-warehouse or distribution facility	N	N	N	N	ZB A	Y	Y	Y	N
6. Junkyard or automobile graveyard	N	N	N	N	N	N	N	N	N
7. Contractor/ landscaper yard	N	N	N	N	Y	Y	Y	Y	N
8. Transport terminal	N	N	N	N	ZB A	Y	Y	Y	N
9. Operations involving radioactive materials	N	N	N	N	N	N	N	N	N

<u>TABLE OF USES</u>									
PRINCIPAL USE	RA	RB	RR	B	I	GU	GUX	GUA	CD
F. ACCESSORY USES									
1. Up to 2 boarders with owner resident on premises	Y	Y	Y	Y	N	Y	Y	Y	N
2. Customary home occupation; or, Home trade shop	Y	Y	Y	Y	N	Y	Y	Y	N
3. Intensive home occupation	ZBA	ZBA	ZBA	N	N	ZBA	ZBA	ZBA	N
4. Accessory buildings or structures	Y	Y	Y	Y	Y	Y	Y	Y	Y
5. Family day care home, small	Y	Y	Y	Y	N	Y	Y	Y	N
6. Family day care home, large	ZBA	ZBA	ZBA	Y	N	ZBA	ZBA	ZBA	N
7. Adult day care facility	ZBA	ZBA	ZBA	ZBA	ZB A	ZBA	ZBA	ZBA	N
8. Light manufacturing and assembly accessory to onsite retail	N	N	N	Y	N	Y	Y	Y	PB
9. Wholesale outlet accessory to retail operation	N	N	N	ZBA	N	Y	Y	Y	PB
10. Family accessory apartment	ZBA	ZBA	ZBA	ZBA	ZB A	ZBA	ZBA	ZBA	N
11. Accessory use to a use allowed by special permit	ZBA	ZBA	ZBA	ZBA	ZB A	ZBA	ZBA	ZBA	PB
12. Kennel, Household or Private	Y	Y	Y	Y	Y	Y	Y	Y	N
13. Kennel, Hobby	ZBA	ZBA	ZBA	ZBA	ZB A	ZBA	ZBA	ZBA	N
14. Accessory scientific uses	ZBA	ZBA	ZBA	ZBA	ZB A	ZBA	ZBA	ZBA	PB
G. OTHER USES									
1. Drive-through windows	N	N	N	N	N	Y	Y	Y	PB

3.1.1 Key. In the Table of Uses, the following key shall apply:

Y	Use available as of right
N	Prohibited use
ZBA	Special Permit - Zoning Board of Appeals
PB	Special Permit - Planning Board
BOS	Special Permit - Board of Selectmen

3.2 ACCESSORY USES AND STRUCTURES. Those accessory uses set forth in the Table of Uses are permitted either as a matter of right or by special permit as specified. The use of one or more accessory buildings or structures is allowed.

3.2.1 Customary Home Occupation. The use of a room or rooms in an existing dwelling unit for customary home occupations conducted by resident occupants provided all of the following apply:

1. The use is accessory to the residential use of the premises;
2. There is no display of any merchandise or materials worked upon, required for use or made for sale to the passing public or abutting properties; and,
3. The use does not have more than three (3) nonresident employees.

3.2.2 Home Occupation by a Tradesperson. The use of the premises or dwelling, building or structure thereon, in connection with his trade by one resident carpenter, electrician, painter, plumber or other artisan provided all of the following apply:

1. Such use is accessory to the residential use of the premises;
2. No manufacturing or business requiring substantially continuous employment may be carried out on the premises;
3. Such use is not noxious or offensive by reason of noise, odor, smoke or static;
4. Such use does not create a public nuisance or hazard; and,
5. No merchandise or materials worked upon, required for use or made for sale are visible to the passing public.

3.2.3 Intensive Home Occupation. The Zoning Board of Appeals may issue a special permit to authorize the use of the premises or dwelling, building or structure located thereon, in connection with an occupation, vocation or manufacture of any product or any operation of a mechanical nature, provided all of the following apply:

1. Such use is accessory to the residential use of the premises;
2. Such use or operation is not by its mechanical nature noxious or offensive by reason of noise, odor, smoke or static;

3. Such use does not create a public nuisance or hazard;
4. No use or operation may employ more than three (3) persons by the resident occupant of such business;
5. All merchandise or materials worked upon, required for use, or made for sale, including trucks, cars, trailers, or any other equipment used in the operation of the business be stored in a fully enclosed building or not be visible to the neighbors from their dwelling or the passing public from a public way; and,
6. Adequate hardtop or porous surface off-street parking spaces for such business customers, employees and residents must be provided.

3.2.4 Accessory Scientific Uses. The Zoning Board of Appeals may issue a special permit to authorize a use which is accessory to other activities if such other activities are permitted as a matter of right under the provisions of this Bylaw and if such other activities are necessary in connection with scientific research or scientific developments or related production. There shall be no need that the proposed accessory use and the principal activity be conducted on the same parcel of land.

3.3 NONCONFORMING USES AND STRUCTURES

3.3.1 Applicability. This Zoning Bylaw shall not apply to structures or uses lawfully in existence or lawfully begun or to a building or special permit issued before the first publication of notice of the public hearing required by MGL Chapter 40A Section 5 at which this Zoning Bylaw or any relevant part thereof, was adopted. Such prior, lawfully existing nonconforming uses and structures may continue, provided that no change or alteration of the use or structure is accomplished, unless authorized hereunder.

3.3.2 Nonconforming Uses. The Zoning Board of Appeals may award a special permit to change a nonconforming use in accordance with this section only if it determines that such change or extension shall not be substantially more detrimental than the existing nonconforming use to the neighborhood. The following types of changes to nonconforming uses may be considered by the Zoning Board of Appeals:

1. Change or substantial extension of the use;
2. Change from one nonconforming use to another, less detrimental, nonconforming use.

3.3.3 Nonconforming Structures. The Zoning Board of Appeals may award a special permit to reconstruct, extend, alter or change a nonconforming structure in accordance with this section only if it determines that such reconstruction, extension, alteration, or change shall not be substantially more detrimental than the existing nonconforming structure is to the neighborhood. The following types of changes to nonconforming structures may be considered by the Zoning Board of Appeals:

1. Reconstructed, extended or structurally changed;
2. Altered to provide for a substantially different purpose or for the same purpose in a substantially different manner or to a substantially greater extent.

3.3.4 Variance Required. Except as provided in Subsection 3.3.5 below, the reconstruction, extension or structural change of a nonconforming structure in such a manner as to increase an existing nonconformity or create a new nonconformity, shall require a variance; provided, however that the extension of an exterior wall at or along the same nonconforming distance within a required yard setback shall require the issuance of a special permit from the Zoning Board of Appeals.

3.3.5 Nonconforming Single and Two Family Residential Structures. Nonconforming single and two family residential structures may be reconstructed, extended, altered or structurally changed upon a determination by the Building Inspector that such proposed reconstruction, extension, alteration or change does not increase the size of the existing nonconforming structure by more than 15% where the lot has less than 20,000 square feet, by more than 25% where the lot has 20,000 but less than 60,000 square feet or by more than 50% where the lot is greater than 60,000 square feet and the change does not increase the nonconforming nature of said structure. The following circumstances shall not be deemed to increase the nonconforming nature of said structure:

1. alteration to a structure located on a lot with insufficient area which complies with all current setback, yard, building coverage and building height requirements;
2. alteration to a structure located on a lot with insufficient frontage which complies with all current setback, yard, building coverage and building height requirements;
3. alteration to a structure which encroaches upon one or more required yard or setback areas, where the alteration will comply with all current setback, yard, building coverage and building height requirements.

In the event that the Building Inspector determines that the nonconforming nature of such structure would be increased by the proposed reconstruction, extension, alteration or change, the Zoning Board of Appeals may, by special permit, allow such reconstruction, extension, alteration or change where it determines that the proposed modification will not be substantially more detrimental than the existing nonconforming structure is to the neighborhood. For each foot a lot has street frontage less than the requirements of Section 4.0 hereof, three (3") inches may be deducted from the prescribed setback from each side lot line as required in Section 4.0 hereof, but in no instance shall a dwelling, building or accessory structure be erected, placed or converted closer than six (6') feet to side lot lines.

3.3.6 Abandonment or Non-Use. A nonconforming use or structure, other than a residential dwelling, which has been abandoned or not used for a period of two years, shall lose its protected status and be subject to all of the provisions of this Zoning Bylaw; provided, however, that by the issuance of a special permit, the Zoning Board of Appeals may reestablish the protected nonconforming status of such use or structure. A residential dwelling which has been abandoned shall lose its protected status and be subject to all of the provisions of this Zoning Bylaw; provided, however, that by the issuance of a special permit the Zoning Board of Appeals may reestablish the protected nonconforming status of such use or structure.

3.3.7. Reconstruction after Catastrophe or Demolition. Any nonconforming structure may be reconstructed after a catastrophe or after demolition in accordance with the following provisions:

1. Reconstruction of said premises shall commence within two years after such catastrophe or demolition.
2. Building(s) as reconstructed shall be located on the same footprint as the original nonconforming structure and shall be only as great in volume or area as the original nonconforming structure;
3. In the event that the proposed reconstruction would (a) cause the structure to exceed the volume or area of the original nonconforming structure, (b) cause the structure to be located other than on the original footprint or (c) where reconstruction has not commenced within 2 years of such catastrophe or demolition, a special permit shall be required from the Zoning Board of Appeals prior to such demolition and reconstruction.

3.3.8 Reversion to Nonconformity. No nonconforming use shall, if changed to a conforming use, revert to a nonconforming use.

3.4 MULTI FAMILY CONVERSION OF OWNER OCCUPIED BUILDINGS

3.4.1 Conversion of Single Family Dwelling To Up To Three (3) Dwelling Units. A residential building in existence on or before January 1, 1978 and occupied by its owner, may be converted to a multi-family dwelling having a total of up to three (3) dwelling units, including the owner-occupied unit, provided that there is no increase in floor area. The Zoning Board of Appeals is the Special Permit Granting Authority. A condition of the special permit shall be that the owner of the building must occupy one of the dwelling units.

SECTION 4.0 DIMENSIONAL REQUIREMENTS

4.1 GENERAL REQUIREMENTS

4.1.1 Table of Dimensional Requirements. The erection, extension, alteration or moving of a structure or the creation of a lot or change in its size or shape (except through a public taking) must meet the requirements set forth in this Section 4.0 and the Table of Dimensional Regulations, except as may be otherwise set forth herein.

- 1. A conforming lot may not be made nonconforming.
- 2. A nonconforming lot may not be made more nonconforming.

TABLE OF DIMENSIONAL REGULATIONS

DIMENSION	RA	RB	RR	B	I	GU*	GUA*	GUX*	CD
Min. Lot Area (s.f.)	60,000	20,000	80,000	-	-	-	-	-	43,560
Min. Lot Frontage (ft.)	175	125	200	-	-	75	75	75	150
Min. Lot Width (ft.)	157.5	112.5	180	-	-	-	-	-	120
Upland Circle (s.f.) (See Section 4.2.4)	12,000	12,000	12,000	-	-	-	-	-	
Min. Front Yard (ft.)	25	25	50	-	150	35	35	35	40
Min. Side Yard (ft.)	10	10	10	-	150	25	25	25	25
Min. Rear Yard (ft.)	10	10	10	10	150	25	25	25	25
Building Height (ft.)	-	-	-	65'	-	42'	42'	42'	42'
Impervious Cover (%)	-	-	-	-	-	60%	60%	60%	65%
Open Space (%)	-	-	-	-	-	40%	40%	40%	35%

* GU, GUX and GUA – Dimensions shown are for commercial uses. See Section 4.5.2 for single family residential uses and Section 7.1 for multi-family uses.

4.2 RA, RB AND RR DISTRICT REQUIREMENTS

4.2.1 One Structure per Lot. Not more than one dwelling or building with accessory structures having a permitted use shall hereafter be erected, placed or converted on any lot.

4.2.2 Exemption from Front Yard Requirement. Open entrance platforms and steps may be erected, placed or converted on any lot within the front yard setback.

4.2.3 Shape Factor. No dwelling, building or structure having a permitted use in this District shall hereafter be erected, placed, altered or converted on any lot unless the lot is substantially regular in shape. Substantially regular in shape shall mean that a lot has a Shape Factor (SF) of 30.0 or less. Shape Factor shall be determined by dividing the square of the perimeter of the lot by the area of the lot: $SF=P^2/A$.

1. A lot may have a Shape Factor exceeding 30.0 if a portion of the lot itself meets the minimum lot area requirement and has a Shape Factor of 30.0 or less and which portion includes minimum lot area, minimum street frontage, upland building area and minimum lot width at the street setback line, as required by this Zoning Bylaw.

2. The requirements of Section 4.2.3 are hereby declared to be area and width requirements within the meaning of MGL Chapter 40A Section 6.

4.2.4 Upland Building Area Requirement. No dwelling, building or structure having a permitted use in this District shall be erected, placed, altered or converted on any lot, unless the lot has an upland building area within it which encompasses a minimum 12,000 square feet of contiguous land in the shape of a circle, square or rectangle and in the use of a rectangle no side may measure less than 100 feet, within which no land is subject to protection under the Wetlands Protection Act, General Laws Chapter 131, Section 40 and within which at least 75% of the foot print of any dwelling, building or structure, not including accessory structures, shall be located.

4.2.5 Lot Width at Setback. The minimum width of a lot at any point between the street line and the required minimum street setback line for erection of a dwelling, building or structure on the lot shall be a distance equal to or greater than 90% of the required minimum street frontage for the lot.

4.3 BUSINESS DISTRICT REQUIREMENTS

4.3.1 General. No lot is subject to a minimum lot size, minimum frontage or minimum setback from the street line or side lot line. See Section 4.1.1 for rear setback requirements.

4.3.2 Special Permit for Larger Buildings. In the Business District, no structure's footprint shall exceed 10,000 sq. ft. unless a special permit is issued by the Board of Appeals.

4.3.3 Height. No building or structure shall exceed three (3) floors, excluding an unfinished attic area. The maximum height of any building or structure shall be sixty five (65') feet, including the roof peak or roof top structures or equipment.

4.4 INDUSTRIAL DISTRICT REQUIREMENTS

4.4.1 Lot Size. No building or structure having a permitted use in this District is subject to a minimum lot size.

4.5 GU, GUX and GUA DISTRICT REQUIREMENTS

4.5.1 Front Yard Exemption. Open entrance platforms and steps may be erected, placed or converted on any lot within the front yard setback.

4.5.2 Dwellings. No dwelling or accessory structure shall hereafter be erected, placed or converted on any lot in this district and no single family dwelling shall be converted to any other type of dwelling in this district without complying with the requirements of Section 4.0. Single family dwellings shall comply with the dimensional regulations for the Residence A District in Section 4.1. Multi-family dwellings shall comply with the standards set forth in Section 7.1. There shall be no more than one (1) single family dwelling and one (1) commercial building or structure erected, placed or converted on a lot in the GU Districts provided that at least one (1) of these buildings shall be occupied by the lot owner as a dwelling or used by the lot owner as a place of business.

4.5.3 Special Permit for Larger Buildings. In all GU Districts, no structure shall exceed 20,000 sq. ft. of gross floor area unless a special permit is issued by the Zoning Board of Appeals.

4.5.4 Rail Lines. Either side lot line or the rear lot line requirements shall not apply to a side lot line or rear lot line which abuts a railroad line or siding.

4.6 COMMERCIAL DEVELOPMENT DISTRICT REQUIREMENTS

4.6.1 Setbacks.

1. Setback from common access driveways shall be no less than twenty five (25') feet.

2. Setbacks from any abutting residential district shall be no less than one hundred (100') feet and the setback area shall be landscaped, otherwise improved or maintained in its natural state as approved by the Special Permit Granting Authority (SPGA) to visually screen and mitigate the residential district from noise, light and nuisance. The SPGA may reduce the setback provided that the applicant proposes mitigation and upon the finding by the SPGA that the proposed mitigation is equal to or will exceed the mitigation that would be provided by a setback of at least one hundred (100') feet and will be sufficient to ensure that the development will not be detrimental to the established or future character of the neighborhood and Town and there will be no nuisance or hazard. In no case shall the setback from a residential district be less than fifty (50') feet. Earth berms, walls,

fencing, landscaping and/or screening shall be provided to control noise, lights, dust, to provide shade and to visually screen commercial use from residential use. Earth berms where used should vary in width and height throughout their length in order to achieve topographical relief and to appear to occur naturally. Fences or walls if used shall be landscaped on both sides to be aesthetically pleasing.

4.6.2 Height. Height shall be measured from the finished grade at the lowest point of the building or structure or to the peak of a sloping roof. Roof-top units such as air conditioners, elevator shafts, chimneys, ventilating units, heater or water tanks and parapets or other forms of physical screening required by the SPGA are allowed on top of buildings or structures provided their addition does not cause the building to exceed fifty (50') feet in height and further provided that any roof-top unit, with the exception of chimneys, shall be set back or physically screened by parapets or other forms of screening as approved by the SPGA so as to not be visible from abutting roadways.

4.6.3 Shape Factor. No building or structure having a permitted use in this District shall be erected, placed, altered or converted on any lot unless the lot has a Shape Factor (SF) of 40.0 or less. Shape Factor shall be determined by dividing the square of the perimeter of the lot by the area of the lot: $SF=P^2/A$. A lot may have a Shape Factor exceeding 40.0 if a portion of the lot itself meets the minimum lot area requirement and has a Shape Factor of 40.0 or less and which portion includes minimum lot area, minimum street frontage, building envelope and minimum lot width at the street setback line, as required by this Zoning Bylaw.

SECTION 5.0 GENERAL REGULATIONS

5.1 GENERAL

5.1.1 SPGA. In the GU Districts reference to SPGA means the ZBA for projects subject to Special Permit approval and the Building Inspector for projects not subject to Special Permit approval.

5.1.2 State Highway. In the case of a lot with street frontage on a state highway requiring access from the state highway, no building, structure or other lot improvements shall be erected or placed on the lot until the state issues a permit or license to enter the state highway for the use proposed for the lot.

5.2 VISION CLEARANCE

5.2.1 General. To promote public safety at street intersections in all Districts, nothing, except as provided below shall be allowed to obstruct vision between a height of three (3') feet and eight (8') feet above the finished surfaces of the street within a triangular area formed by the street lines twenty (20') feet distant from their point of intersection or in the case of a rounded corner the point of intersection of such lines as projected.

5.2.2 Exemptions. The following are exempt:

1. A utility pole, municipal sign or light pole is permitted within the vision clearance area.
2. A single supporting column is permitted in the Business District only within the vision clearance area.

5.3 OFF-STREET PARKING AND LOADING

5.3.1 General. All buildings or structures shall be provided with sufficient off-street parking space to meet the needs of persons employed at or making use of such buildings or structures; to reduce hazards and nuisance to pedestrians and abutters; to reduce congestion in the street and contribute to traffic safety. Nonresidential uses shall comply with these standards.

5.3.2 Required Parking Spaces. Off-street parking facilities, including but not limited to those in the General Use and Commercial Development Districts shall be provided for each type of use in accordance with the following Table. See Section 6.5 for requirements in the Business District and Section 8.3 for requirements in the Development Opportunities District. Off-street parking facilities shall comply with applicable State Laws for handicap parking.

PARKING TABLE

Principal Use	Minimum Number of Parking Spaces #
Hotel or Motel	1 per unit, PLUS 1 per two (2) employees (also add spaces for full service restaurant or assembly use from this Table)
Child Care Center	1 per four (4) occupants PLUS 1 per each employee
Clubs, Lodges, Social and Community Center Buildings	1 per 250 sq. ft. of gross floor area; PLUS 1 per two employees
Recreation Facility	1 per four (4) occupants or, in the case of a non-structural facility 1 per four (4) persons the facility is intended to accommodate
Restaurants, Bars, Theaters, Conference Center and other similar places of assembly	1 per three (3) occupants; PLUS 1 per two (2) employees**
Fast Food Order Food Establishment including Drive-in Food Service Establishment	1 per two occupants PLUS 1 per two (2) employees**
Church or similar place of assembly	1 per three (3) occupants; PLUS 1 per two (2) employees
Offices of a Physician, Dentist, Chiropractor or Similar Medical Practitioner; or Clinic	1 per 200 sq. ft. of gross floor area; OR 3 per medical practitioner, whichever is greater
Professional or Business (non-medical) Offices	1 per 300 sq. ft. of gross floor area, OR 1 per two (2) employees whichever is greater
Bank	1 per 300 sq. ft. of gross floor area
Barber Shop, Beauty Parlor or Health Spa	4 per operator's station
Personal Fitness Center	0.75 per occupant PLUS one per two (2) employees
Personal, Consumer and Retail Services	1 per 300 Sq. ft. of gross floor area; PLUS 1 per employee
Retail Sales	1 per 300 sq. ft. of gross floor area
Convenience Store	1 per 250 sq. ft. of gross floor area
Other Business, Institutional or Professional Uses Not Specified	1 per 300 sq. ft. of gross floor area: OR 1 per two (2) employees/occupants whichever is greater
Light Manufacturing or Manufacturing	1 per 600 sq. ft. of gross floor area
Warehouse or Distribution Facility	1 per 1,000 sq. ft. of gross floor area
Automotive Repair or other repair	3 per bay or 150 s.f. floor area and 1 per employee
Walk-up Ice Cream or Food Service Establishment without eat-in capacity	15 for 1 st window and 10 per additional windows**
Self Storage Facility	1 per 10,000 s.f.; minimum of 3

5.3.3 Notes to Parking Table

1. ** Such establishments which do not provide indoor seating for at least 20 customers shall be required to have a minimum of 10 parking spaces, plus at least one space for each two employees.

2. # When used to calculate the number of parking spaces required, “occupants” means design occupancy load as determined by the Massachusetts State Building Code and the number of employees shall be construed as the normal maximum number of persons employed on the premises at any one time.

3.

5.3.4 Common Parking. Common Parking Areas may be approved by the SPGA and be used for two or more uses, if the total space provided is not less than the sum of the spaces required for each use individually. The SPGA may reduce the number of spaces required to be built in a common parking facility up to one-half such sum, if it can be demonstrated to the satisfaction of the SPGA that the hours or days of peak parking needed for the uses are so different that a lower total will provide adequately for all uses served by the facility. However the land area necessary to allow the construction of the remainder of the required parking spaces shall be reserved on each lot as open space; provided that reserved area shall not be used for purposes of calculating a lot’s compliance with the minimum open space requirements set forth herein and provided further that the reserved area if built as a parking area would fully comply with the requirements of this Bylaw. Change in use, major alteration or change in characteristics of existing use which in the opinion of the Zoning Enforcement Officer will result in material change in the conditions for common parking originally approved by the SPGA shall require a Special Permit. The SPGA may then require construction of all or a portion of the reserved parking spaces.

5.3.5 Multiple Principal Uses. In the event of multiple uses, the number of spaces required shall be based on the sum total number required for each use combined.

5.3.6 Same Lot. Required off-street parking facilities shall be provided on the same lot or premises as the principal use that they are intended to serve, unless a common parking area is allowed by the SPGA.

5.3.7 Other Parking. Parking areas for vans, buses or other vehicles shall be provided if necessary in connection with a proposed use. Said parking spaces for vans, buses or other vehicles shall not be included in the minimum number or parking spaces.

5.3.8 No Backing Out. Parking areas shall be designed to prevent the necessity of any vehicles backing into a common access drive or street.

5.3.9 Right of Way. No parking area stalls or aisles shall be laid out on land that is reserved as any type of vehicular right of way, including right of way for multiple businesses.

5.3.10 Dimensional Standards. Parking Areas shall comply with the following dimensional standards:

1. Each parking space shall have a useable area of at least two hundred (200) square feet and be served by access and maneuvering areas of sufficient size to permit safe and convenient movement of vehicles. The minimum aisle width shall be twenty four (24') feet. Each parking space shall be a minimum of ten (10') feet wide by twenty (20') feet long.

2. No parking area shall be located less than twenty-five (25') feet from an existing or proposed street line nor less than twenty feet (20') feet from a side or rear lot line fifteen (15') feet in the GU Districts). In addition, no parking area in the CD District shall be located less than twenty-five (25') feet from a common access drive line.

3. CD District Parking areas which abut residential districts/uses.

- a. CD District parking areas abutting the RA, RB or RR districts shall be set back no less than one hundred (100') feet and the setback shall be landscaped or otherwise improved or maintained in its natural state as approved by the SPGA to visually screen and mitigate the residential district from noise, lights and nuisance.

- b. The SPGA may reduce the setback provided that the applicant proposes mitigation and upon the finding by the SPGA that the proposed mitigation is equal to or will exceed the mitigation that would be provided by a setback of 100 feet and will be sufficient to ensure that the non-residential use will not be detrimental to the established or future character of the neighborhood and Town and there will be no nuisance or hazard. In no case shall the setback from a Residential District be less than thirty (30') feet.

- c. Earth berms, walls, fencing, landscaping and/or screening shall be provided within setback areas abutting residential districts to control noise, lights and dust, to provide shade and to screen commercial use from residential use. Earth berms where used should be landscaped with trees and shrubs to provide a thick screen of vegetation and should vary in width and height

throughout their length in order to achieve topographical relief and to appear to occur naturally.

4. No parking space shall be located within five (5') feet of a building line except within an enclosed structure. No access aisles, entrance driveways, exit driveways or fire lanes shall be located within five (5') feet of a building. However, where a drive-through facility is provided in connection with a building, the access aisle servicing such facility may be located within one (1') foot of the building. Adequate sight distance for pedestrians shall be provided.
5. No portion of an entrance or exit driveway at the street line shall be closer than fifty five (55') feet from a point of curvature of the intersecting right of way or point of intersection of the intersecting street, whichever is closer.
6. Not more than one driveway for two-way use or two driveways for one way use, shall be allowed for each one hundred fifty (150') feet of frontage of a lot.
7. For purposes of reducing congestion and traffic hazards, the SPGA may require the off-street parking areas and driving lanes on adjacent lots to be connected to one another so that vehicles may travel from one lot to adjacent lots without having to enter onto the street or common access drive.
8. Large parking areas are discouraged in the front of buildings. Large parking areas are encouraged to be located at the side or rear of buildings.
9. Pedestrian facilities shall be designed in all parking areas to facilitate pedestrian movement between lots and buildings.
10. No portion of a driveway at the street line shall be closer than ten (10') feet from a side lot line. The maximum width of driveways at the street line or common access drive shall be thirty (30') feet and with a minimum width of twenty (20') feet. The minimum curb radius shall be fifteen (15') feet.
11. In order to facilitate fire trucks and other emergency vehicles, there shall be a clear and unimpeded fire lane located around all buildings when required by the Fire Department.
12. Any building erected, placed or converted for business, manufacturing or industrial use in the Industrial District shall be

provided with an off-street parking area adequate to meet the needs of its use.

5.3.11 Parking Area Construction Standards – CD District.

1. All parking areas, entrances and driveways shall be paved. Construction shall be a minimum of:
 - a. 12” gravel base with 95% compaction;
 - b. Pavement shall be Massachusetts Department of Transportation (MADOT) Type I-1 compacted to 95% laboratory density; and,
 - c. Pavement shall consist of three inches (3”) of asphalt installed in two (2) courses: two inches (2”) minimum binder followed by a one (1”) minimum top course.
2. Parking Spaces shall be clearly marked through the use of durable paint intended for such use.
3. Curbing shall be installed at the edge of all pavement including the parking areas and driveways to protect landscaped areas including landscaped islands and medians and to prevent parking within the required set back areas. Curbing shall be vertical granite or vertical cast in place or precast concrete with a minimum five (5”) inches reveal as approved by the SPGA.
4. Entrance and exit driveways shall be clearly defined by curb cuts, signs and striping as approved by the SPGA.

5.3.12 Off-Street Loading.

1. All loading shall take place on-site in a specified area designed for this purpose. Loading shall not block streets, access ways, driveways, parking or pedestrian areas.
2. Off-street loading facilities shall be provided. The SPGA shall determine the adequacy of loading facilities based on the nature of the use. Off-street loading facilities shall be screened from public use areas.

5.3.13 Special Permit. The SPGA may adjust any of the requirements of this section by special permit where it finds that such adjustment will not be substantially detrimental to safety. The SPGA may require the establishment of a reserve area where a reduction in the number of spaces is authorized.

5.4 LANDSCAPING AND SCREENING – CD DISTRICT

5.4.1 General. Landscaping of the lots shall be attractive and shall provide definite spatial separation between lots, parking areas and buildings. Landscaping shall also be designed to ornament and accent the individual buildings with plants sized in scale with the buildings at time of planting.

1. Parking area trees shall be used to provide shade for the parking area.
2. Landscaped areas shall be located in such a manner which provides unobstructed lines of sight for vehicles entering and exiting the premises.
3. For landscaping and screening regulations in the Development Opportunities District, see Section 8.3; for landscaping of parking areas which abut a residential use or district in the CD District see Section 5.3.10.

5.4.2 Front Setback. Landscaping within the twenty five (25') foot front setback shall include a soil berm a minimum two (2') feet and maximum three (3') feet in height to be sufficiently planted as to visually screen parked cars. Along all streets and common access drives, the front yard setback shall contain at least four (4) trees for each one hundred fifty (150') feet of frontage of a lot.

5.4.3 Side and Rear Setback Areas. Areas between lots including all side and rear setbacks shall be attractively landscaped with a mixture of evergreen trees, shrubs, flowering ornamental trees and shade trees. Natural (existing) vegetation may be retained to buffer and landscape these areas with the approval of the SPGA if the natural vegetation is of a quality to provide for an attractive buffer or planting area equal in quality to nursery grown stock.

5.4.4 Plantings. Landscaped areas of the lots shall be planted with grass as a base rather than large islands of mulch. Mulched planting beds should be used minimally and only in conjunction with flowers, shrubs or similar plant material. Areas of steep slopes shall be planted with meadow grass or other stabilizing ground cover as approved by the SPGA so that no soil erosion will occur. Plant material shall be in conformance with the “American Standard for Nursery Stock” ANSI Z60.1 latest edition and be of adequate height or size upon planting to achieve the required landscaping, buffering or screening effect at time of planting. Shade trees shall be a minimum 2.5” caliper (measured at six (6”) inch height) and have a minimum branching height of six (6') feet. Planting shall be in accordance with MADOT Standard Specifications. No pavement shall be placed within a four (4') foot radius of the trunk.

5.4.5 Maintenance. All areas not under impervious cover must be maintained with either natural or cultivated, living plant material. However, up to five (5%)

percent of gross landscaped area may be permeable, non-organic cover, such as gravel, that may be considered open space in the impervious area calculation; this area shall not be used for vehicle or equipment parking.

5.4.6 Unsightly Areas. All outdoor areas used for the storage of wastes, salvage materials, unregistered or disabled motor vehicles, construction equipment or bulk materials that are not for sale, shall be screened in a manner which restricts the view of such areas from public streets and adjacent structures. Such screening shall consist of durable evergreen vegetation or solid fencing of a type suitable to the area.

5.4.7 Parking Area Landscaping. For all parking areas the following shall apply:

1. *Landscaping as % of Parking Area.* At least 10% of the area within parking facilities in the CD District shall be landscaped islands or landscaped strips containing at least one (1) tree, that are surrounded on all sides or at least on three (3) sides by parking areas, access aisles and entrance and exit driveways. Landscaped islands and landscaped medians shall be physically separate and visually distinct from perimeter landscaped open space. Landscaped islands and landscaped medians may be counted as pervious in the impervious calculation.
2. *Landscape Islands.* Landscaped islands shall be located at the end of all rows of parking stalls that adjoin access aisles or drives and shall also be located between every fifteen (15) parking stalls. Landscaped islands shall be at least eight (8') feet in width. One (1) shade tree shall be planted in each island up to twenty (20') feet in length and two (2) trees shall be planted in each island up to forty (40') feet in length. The SPGA may reduce or eliminate the requirement for landscape islands if the total number of parking spaces required for a lot is less than ten (10).
3. *Landscape Medians.* A continuous eight (8') foot wide landscaped median, running parallel to the rows of parking, shall be provided for every two (2) bays of parking. The landscaped medians shall be located between every three (3) bays of parking. One (1) shade tree shall be planted in the landscaped median every forty (40') feet.
4. *Shrubs.* Landscaped islands and landscaped medians in parking facilities shall also be planted with low growing shrubs that will grow no taller than two (2) feet. Said shrubs shall be spaced to provide effective ground cover in the opinion of the SPGA.

5.4.8 Shade Trees. In addition to trees required within landscaped islands and landscaped medians shade trees shall also be provided every forty (40') feet along the perimeter of all parking areas and driveways for the purpose of providing shade.

5.4.9 Access. Driveways and walks are permissible in the front setback area to provide necessary and reasonable access to the site for vehicles and pedestrians.

5.5 LANDSCAPING AND SCREENING – INDUSTRIAL DISTRICT

5.5.1 Street Setback Screening. Screening consisting of natural vegetation or planted landscape materials consisting of a combination of trees, shrubs and grasses to visually screen the proposed use, shall be provided to a depth of not less than one hundred fifty (150') feet from the street line to cover the entire street frontage of the lot. Driveways and walkways are permissible for convenience of use.

5.5.2 Property Line Setback Buffering. Earth berms, walls and/or fencing combined with landscaping may be required by the SPGA within the 150' front, side and rear setback areas to control noise, lights and dust and to buffer and screen industrial and manufacturing uses and other incompatible uses from any nearby residential properties and to protect the visual character and natural resources of the town. Earth berms, where used, should vary in width and height throughout their length in order to achieve topographical relief and to appear to occur naturally.

5.6 LANDSCAPING AND SCREENING – GU, GUX and GUA DISTRICTS

5.6.1 General. The following shall apply:

1. A landscaped buffer zone shall be provided not less than twenty (25') feet in depth along the street line and not less than fifteen (15') feet in depth along a side or rear lot line. Where commercial property abuts residential property, adequate screening will be provided in the side and rear landscaped buffer zones.
2. Earth berms, landscaping or screening shall be provided to control noise and dust, to prevent soil erosion, to provide shade, to screen from public view areas for waste disposal or outdoor storage and to protect the visual character and natural resources of the town. Earth berms where used should vary in width and height throughout their length in order to achieve topographical relief and to appear to occur naturally.

3. All land located between the street line and parking areas as required by Section 4.1.1 of this Bylaw shall be provided with attractive and durable landscaped areas consisting of natural vegetation, shrubs, mulches, evergreens and such other vegetation. Such landscaped areas shall be located in a manner which provides unobstructed lines of sight for vehicles entering and exiting the premises, consistent with Section 5.2 of this Bylaw.
4. All outdoor areas used for the storage of wastes, salvage materials, unregistered or disabled motor vehicles, construction equipment or bulk materials that are not for sale, shall be screened in a manner which restricts the view of such areas from public streets and adjacent structures. Such screening shall consist of durable evergreen vegetation or solid fencing of a type suitable to the area.
5. Parking areas shall be subdivided by medians containing trees and of the landscaping material. One (1) ten (10') foot wide median shall be required for every two (2') bays of parking.
6. All plant material is to be at least five (5) years old.

7.

5.7 SIGNS

5.7.1 General Requirements. See Section 8.3 for sign regulations in the Development Opportunities District.

5.7.2 Business District Signs. The purpose of this section is to provide standards for the installation of signs affixed to buildings or structures or placed on building grounds so as to preserve the aesthetic and historic appearance of the Business District, promote economic development, protect property values and reduce traffic safety hazards. Signs should be of the type traditionally used in a typical New England Downtown. The Site Plan Approval Authority (SPAA) shall assure that signs are appropriate for the district. The following rules shall apply in the Business District.

1. Applicability. The SPAA shall approve all permanent signs and endorse Sign Plans. No sign(s) shall be attached, erected or otherwise installed on the lot or the exterior of any building or structure in the Business District without first obtaining sign plan approval from the SPAA. No building permit shall be issued by the Building Inspector for the sign installation subject to this section and no sign installation shall commence, until the SPAA has endorsed its approval on the Sign Plan and a copy of the approved sign has been submitted to the Building Inspector. Existing signs are allowed to remain and are not subject to

these requirements unless said sign is removed and replaced with a different sign or different type of attached brackets. Existing signs may be removed for maintenance, re-lettering or name change, without requiring approval under this section.

2. Submission Requirements. A Sign Plan shall be submitted by the applicant showing all permanent signs in detail and as they are proposed to be installed on the building or structure. Plans shall include color, materials, lettering, lighting and proposed mounting details.

3. General Requirements: Sign Plan Approval may be granted only in accordance with the following requirements:

- a. Signs, including brackets and mounting appurtenances shall be consistent with building design.
- b. No sign shall extend above the roof line or façade, whichever is higher; roof signs shall not be permitted.
- c. No signs shall be flashing, shimmering or consist of rotating lights.
- d. Moving or rotating signs shall not be permitted with the exception of barber poles.
- e. No sign shall be placed which prevents the driver of a vehicle from having a clear and unobstructed view of approaching or merging traffic.
- f. Multiple signs on a building should be coordinated for shape, materials, colors, typefaces and graphics. Multiple signs on a building should be aligned with each other and with adjacent buildings.
- g. Signs should not hide architectural detailing.
- h. Individual letters may be mounted on the building.
- i. Signs may be applied to cloth or awnings which conform to the requirements of this section. Lettering may be painted on windows.
- j. Where Site Plan Approval is required for the proposed work, approval of a Sign Plan shall be consolidated with the Site Plan Approval procedures and the SPAA shall determine that the Site Plan Approval complies with all of the requirements and

provisions of the Sign Plan Review as part of the Site Plan Approval Proceeding.

4. Temporary signs, including those which are mounted on trailers and/or have blinking lights and large letters used to advertise grand openings, anniversaries or other events or matters may be used if they are restricted to being located on the lot to which they relate and are not used more than once per calendar year for a period not to exceed 30 days. A permit for such temporary sign shall be received from the Building Department prior to installation. This provision does not include political signs.

5. Sign Dimensions.

- a. The display of one (1) free standing sign placed on the lot pertaining to the use or uses of the premises with a total area of not more than twelve (12) square feet in surface area per side. Said free standing sign shall be limited to two (2) sides and total sign height shall not exceed fifteen (15) feet.
- b. A wall mounted sign with up to one (1) square foot of sign per running foot of a front building wall. The length of the sign shall not exceed 60% of the front building wall length.
- c. Signs which are permitted to overhang a public way or project from the front face of a building or structure shall not exceed nine (9) square feet in surface area per side. Such signs shall not project more than three feet six inches (3' 6") from the front face of the building or structure wall including the space between the sign and the wall and shall be at least eight (8) feet above the ground.
- d. Buildings containing a second public entrance on a wall other than a front building wall or a street side wall in addition to a front building wall, may cause to be installed one (1) additional sign at either said entrance or on said street side wall. If two signs are to be installed, one on the front building wall and one on either a street side wall or a wall containing a second public entrance, one sign may be full sized based on 60% of the length of the wall upon which it is installed and the second sign shall be no more than 30% of the length of the second wall.

6. Compliance.

- a. Applications for Sign Approval shall be submitted to the Town Clerk on behalf of the SPAA.

- b. Copies of submissions for Sign Approval shall be submitted by the applicant to the Historical Commission, Planning Board and Building Inspector at the time of application to the SPAA.
- c. The SPAA shall take final action on the request for Sign Approval within thirty (30) days of receipt of the application or such further time as may be agreed upon at the written request of the owner.
- d. No deviation from an approved Sign Plan shall be allowed without modification thereof by the SPAA.

5.7.3 Commercial Development District Signs. The following rules shall apply in the Commercial Development Districts.

- 1. All signs shall be firmly affixed to a foundation or building, excluding real estate “for sale” or “for lease” signs. No flashing light or moving parts are permitted.
- 2. One (1) freestanding sign is allowed for frontage up to 300 feet plus one for each additional full three hundred (300) feet of frontage. Total display area of all freestanding signs shall not exceed one square foot per side for each two linear feet of frontage.
- 3. Other signs may be attached to a building provided that the total area of such signs not exceed ten (10%) percent of the gross unglazed wall area of the face of the building where the sign will be located and not extend above or beyond the edge of wall.
- 4. Other signs may be attached inside windows or a building provided that the total area of such signs not exceed ten (10%) percent of the gross glazed area of the face of the building where the sign will be located.
- 5. Free-standing display signs may not exceed thirty-five (35) feet in height and no part of any sign may be less than five (5) feet from any property line.
- 6. In addition to these standards, two (2) directional signs not to exceed two (2) square feet each, may be placed at each entrance or egress to a lot.
- 7. One site identification sign of up to thirty-two (32) square feet in area may be temporarily erected while the lot is under construction. The temporary sign shall be removed upon the issuance of a certificate of occupancy and shall not be allowed as permanent signage.

8. Banners and other temporary signs, including signs mounted on trailers and movable stands, may be allowed by the SPGA for temporary uses only and for a specifically limited time.

5.7.4 Residence Districts. The following rules shall apply in the Residence Districts. Signs are permitted for:

1. Advertising the sale or rental of the property on which it is located. The sign shall not exceed six (6) square feet in area.
2. Advertising activities with a permitted use and those uses allowed by special permit or variance. There shall be only one (1) sign and it shall not exceed six (6) square feet in area and shall be on the premises where such activities are carried on.

6.1 CONSTRUCTION TRAILERS OR CONSTRUCTION OFFICES

6.1.1 General. Construction trailers, construction offices or other similar temporary structures may be erected, placed or converted on any lot in the Town provided that such structures shall be used exclusively in connection with the construction of a dwelling, building, structure or other improvement.

6.1.2 Limitation. The use of such structures shall be limited to the duration of such construction and the structures shall be removed from the lot within thirty (30) days of the completion of construction.

6.2 TRAILERS OR MOBILE HOMES

6.2.1 Special Permit Required. A house trailer or mobile home may be used for temporary residence in any district during the building of a permanent home when authorized by a special permit by the Zoning Board of Appeals. Such approval shall be for a period of not more than one year.

6.2.2 Storage. The storage of an unoccupied house trailer or mobile home may be permitted by the Selectmen. The application for such permit shall be in writing and shall indicate the location of the trailer during such storage. Mobile camping units, however, shall not be required to obtain a permit here under.

6.3 UNREGISTERED VEHICLES

6.3.1 General. No person shall keep more than one (1) unregistered vehicle on or about a lot owned or under the control of that person.

6.3.2 Exemptions. The following are exempt:

1. Farm vehicles;
2. Vehicles kept wholly within a garage or other similar enclosed structures;
3. Vehicles stored on premises licensed under MGL Chapter 140.

6.3.3 Special Permit. The Board of Appeals may grant a special permit to exempt other types of unregistered vehicles if it shall find that the use involved will not be a substantial detriment to the established or future character of the neighborhood and Town. The Board of Appeals may impose appropriate conditions or safeguards in connection with any special permit granted hereunder.

6.4 SCENIC ROADS. The following described roads are scenic roads pursuant to MGL Chapter 40 Section 15C and subject to the regulations appearing therein. Starting at the intersection of Plymouth Street with the southerly line of Massachusetts Highway 44; thence northerly on and along Plymouth Street or its intersection with Summer Street; thence northerly on and along Summer Street to its intersection with Murdock Street. The parts of Plymouth Street and Summer Street set forth above shall include all of the land within official road layouts which established the parts of said streets as public ways. It should be noted that there are other Scenic Roads pursuant to MGL Chapter 40 Section 15C that are on file with the Town Clerk.

6.5 COMMERCIAL DEVELOPMENT DISTRICT

6.5.1 Purpose. The purpose of the Commercial Development District is to encourage commercial uses that provide employment opportunities and offer needed goods and services, while not creating undue congestion, overburdening Town infrastructure, causing environmental harm or creating nuisance or hazard to neighboring residential uses.

6.5.2 Special Permit Required. The Planning Board shall be the Special Permit Granting Authority (SPGA).

6.5.3 Accessory Uses; Size Limits.

1. Light manufacturing and assembly, including food processing/packaging, is allowed as an accessory use to an onsite retail operation of which such light manufacturing and assembly accessory use does not exceed fifteen (15%) percent of the total floor area of the retail operation, with a maximum accessory use area not to exceed fifteen thousand (15,000) square feet.

2. Wholesale sales outlets are allowed as an accessory use to a retail sales outlet, of which such wholesale sales outlet use does not exceed fifteen (15%) percent of the total floor area of the retail sales outlet, with a maximum accessory use area not to exceed fifteen thousand (15,000) square feet.

6.5.4 Lighting. Light standards shall not exceed thirty five (35') feet in height. Interior and exterior lights, including lighted signs, must not be directed toward public streets in such a way as to create glare, distraction or confusion with traffic signals or signs. All artificial lighting shall be arranged and shielded so as to prevent direct glare from the light source onto any public way or any other property. Lighting shall be designed and constructed so as to be downward facing and reduce ambient reflection to the maximum extent practicable.

6.5.5 Impervious Areas. Impervious areas shall include areas covered by buildings, paving, walks, canopies or other non-permeable improvements. Open space shall include permeable areas covered by natural or cultivated living plant material.

6.5.6 Development Standards.

1. Multiple buildings are allowed on each lot and more than one use may be allowed in each building, provided all uses are permitted within the district.
2. All water, sewer, gas, electric and other utility services on a lot shall be underground.
3. Waste materials shall be stored in closed containers. Waste containers, compactors or other material which cannot be safely stored within a building shall be screened on all sides by an opaque fence or wall six (6') feet high. Uses with on-site litter disposal, such as fast food restaurants, shall be fenced as necessary to prevent litter blowing from property.
4. Maximum height of fences or walls shall be six (6') feet unless approved by the SPGA.
5. All outside storage, including storage and display of building materials, plant materials and equipment for sale, must be contained within the buildable area of the lot and shall not project into or be in setback or open space areas.
5. Parking and drainage facilities, signs and required screening and landscaping shall be continuously maintained in good condition and appearance and shall be repaired or replaced as necessary.

6.5.7 Grading and Drainage.

1. Pre-development runoff from a lot shall not exceed post-development runoff for storms up to and including the 100-year storm for both rate and volume of runoff. Recharge shall be provided pursuant to the MADEP Stormwater Management Standards as may be amended from time to time.
2. Drainage systems shall be designed for 10-year storm event.
3. All parking areas shall be equipped with oil, grease and sediment traps or other suitable stormwater best management practices (BMPs) and

shall include deep sump catch basins equipped with hoods to facilitate removal of contamination and these devices shall precede any infiltration structures or drainage outfalls. Stormwater from parking areas required to be recharged shall be via infiltration basins or similar systems covered with natural vegetation. Drywells/leaching structures shall be used only where other methods are infeasible.

4. The owner shall maintain any and all recharge areas in full working order during construction and at all times thereafter.

6.5.8 Construction. Streets and utilities to be constructed pursuant to a special permit shall be designed and installed in accordance with the Rules and Regulations Governing the Subdivision of Land of the Planning Board in effect at the time of the filing of an application for a special permit or revision authorization as the case may be. All utilities shall be constructed underground.

6.6 BUSINESS DISTRICT

6.6.1 Permitted Uses. All permitted uses shall be subject to Site Plan Review as set forth in Section 6.6.3 and the Sign Standards as set forth in Section 5.7.2.

6.6.2 Special Permit Required. The Zoning Board of Appeals shall be the Special Permit Granting Authority (SPGA). In addition, the SPGA shall also determine that the proposed use shall comply with all of the provisions of Site Plan review and the Sign Standards. There shall not be a separate Site Plan Review procedure when a Special Permit is required, but the SPGA shall determine that the proposed use complies with all of the requirements and provisions of Site Plan Review as part of the Special Permit proceeding.

6.6.3 Site Plan Review: Purpose. The Business District Site Plan Review Process and the issuance of Site Plan Approval endorsement is intended to protect the aesthetic and historic appearance of the Business District, promote economic development, protect property values and reduce traffic safety hazards and assure the proper design and construction of drainage facilities, parking areas, lighting, loading, waste removal, points of vehicle access and egress, pedestrian access, landscaping and screening. No building permit shall be issued in any case where site plan review is required and no area for parking, loading or vehicular service (including driveways giving access thereto) shall be established or substantially changed except in conformity with a site plan bearing an endorsement of approval of the Site Plan Approval Authority (SPAA). The Zoning Board of Appeals shall be the SPAA. The Zoning Board of Appeals may adopt rules relative to the issuance of a Site Plan Approval endorsement.

6.6.4 Site Plan Review: Applicability. Uses which require the issuance of a Site Plan Approval endorsement are:

1. Construction of a new building;
2. Addition of upper floors to an existing building;
3. Expansion or exterior renovation of an existing building requiring a building permit, by an area greater than 20% of any exterior wall, other than the street side wall or greater than 10% of the area of the street side wall of the building.

6.6.5. Site Plan Review: Submission Requirements. Applications for site plan approval shall be filed with the Town Clerk. Site Plans shall include drainage calculations, existing and projected traffic volumes from the site and effect on local roads (where deemed necessary by the SPAA) and other information deemed by the SPAA to be necessary to determine compliance with the provisions of this Bylaw. Submission shall also include four (4) separate plans prepared at a scale of one (1) inch equals twenty (20) feet or such other scale as may be approved by the SPAA. All plans shall include a Site Plan Approval endorsement block. The four plans are as follows:

1. Site Layout Plan – showing boundaries of the lot, proposed structure, setbacks from property lines, driveways, parking areas, fences, walls, pedestrian walkways, lighting and loading facilities. The Site Layout Plan shall show the relation to existing areas, buildings and roads for a distance of one hundred (100) feet from the project boundaries or such other distances as may be approved or required by the SPAA.
2. Topography, Drainage and Utility Plan – showing the existing and proposed topography at one (1') foot contour intervals with spot grades provided where necessary, proposed drainage system including onsite structures and offsite discharge point, roof leaders, etc., facilities for refuse disposal or storage of wastes and the location of water and sewer mains, service connections and hydrants.
3. Architectural Plan – to include the ground floor plan, dimensions including height, materials and architectural elevations of all sides of the proposed building with full color rendering. Rooftop units and structures shall be shown to scale.
4. Landscape Plan – showing the limits of work, existing tree line and trees with a diameter greater than four (4'') inches and all proposed landscape features and improvements including planting areas with spacing, size and type of stock for each shrub or tree and surface treatment for all planting beds.

6.6.6 Design Objectives. The following objectives, in addition to any standards prescribed elsewhere in this Bylaw, shall be utilized by the SPAA in considering all site plans. These objectives are intended to provide specific guidelines for the applicant in the development of site plans:

1. *Landscape* – The landscaping shall be designed to enhance the aesthetic relationship between the building and the surrounding parking area, neighborhood and streetscape. Existing mature trees and vegetation shall be integrated into the landscape plan where possible. A variety of plant materials shall be used to create visual depth in plant massing by layering plants of various sizes. Trees and vegetation near buildings shall be used to reduce the perceived scale of the building and to set them into the landscape. Street trees shall be used where possible along the streetscape. Where commercial property abuts residential property screening shall be provided.
2. *Circulation* – Site plans shall provide clearly marked, safe and attractive circulation patterns for both vehicles and pedestrians. Parking areas shall be designed to prevent the necessity of any vehicles from backing into a public way. Special attention shall be given to location, width and number of access points to public streets. Curb cuts should be located on secondary streets where possible. Curb cuts should be twenty four (24') feet wide for two way traffic or sixteen (16') feet for one way traffic. Adequate sight distance shall be provided where driveways intersect streets that provide access and egress.
3. *Surface Water Drainage* – The removal of surface water shall not adversely affect adjoining properties, streets or storm drainage systems; nor, obstruct circulation of vehicles and pedestrians. For parking areas and roof leaders serving new buildings or expansions to existing parking areas or buildings, the performance of surface drainage shall be based on standards for a 10 year storm event as set forth in the Subdivision Rules and Regulations.
4. *Building Location* – Proposed buildings and structures shall be integrated with existing building locations, setbacks from the street, landscaping and terrain.
5. *Building Design* – The design of proposed buildings, structures and additions shall be harmonious with and reflective of the 19th and the early 20th century buildings in a typical New England Downtown of that period. The building or structure design shall complement the general setback, roof line and pitch, architectural style, arrangement of openings, color, exterior materials, proportion and scale of existing buildings in the vicinity. All rooftop equipment and structures shall be screened from all

directions by faux facades built to the height of the rooftop equipment or structure.

6. *Special Features* – Exposed machinery, utility structures and loading, storage and disposal facilities shall be screened from adjoining properties and streets whenever feasible.

7. *Parking* – Any parking areas shall be located to the rear of buildings. Parking may be allowed on the side of buildings with SPAA approval. Any parking areas and walkways shall be adequately lighted and have appropriate signage. Any parking areas shall be designed as attractive landscapes with shade trees provided where possible.

8. *Safety* – All buildings shall be designed to facilitate building evacuation and maximize accessibility by fire, police and other emergency personnel and equipment.

9. *Lighting* – No areas shall be floodlit. Drives and parking areas shall not be illuminated by lighting fixtures higher than twenty (20) feet. Sidewalks shall not be illuminated by lighting fixtures higher than fifteen (15) feet. All lighting fixtures shall be downward facing except when specifically approved by the SPAA as accent lighting of landscaping or architectural features. Lights shall be shielded to have a total cutoff of all lights at less than ninety (90) degrees and building or wall packs shall have a total cutoff of forty-five (45) degrees. The total cutoff of all light shall occur within the property lines of the parcel to be developed.

10. *Signs* – Signs shall be in compliance with Section 5.7.2.

6.6.7 Procedures.

1. Applications for Site Plan Approval shall be filed with the Town Clerk.

2. Copies of submissions for Site Plan Approval shall be submitted by the applicant to the Historical Commission, Planning Board and Building Inspector at the time of application to the SPAA. Said board or agencies shall make such recommendations as they deem appropriate. Copies of such recommendations shall be sent to the SPAA and to the applicant, provided however, that failure of any such boards or agency to make recommendations within twenty one (21) days by such boards or agency of the petition shall be deemed lack of opposition thereto.

3. The SPAA shall take final action on the request for Site Plan Approval within thirty (30) days of the Town Clerk's receipt of the

application or such further time as may be agreed upon at the written request of the owner. Copies of the endorsed site plan shall be filed with the Town Clerk and the Building Inspector.

4. The SPAA may, upon written request of the owner, waive any of the submission requirements for Site Plan review within this section where the development involves relatively simple plans or constitutes a minor site plan. A minor site plan is defined as exterior building renovations only that do not involve a change or expansion of use. Submission requirements for a minor site plan will be limited to relevant architectural plans.

5. An as-built plan, certified by a registered Professional Land Surveyor or Engineer shall be submitted to the SPAA and Building Inspector before the issuance of a permanent occupancy permit, the as-built plan indicating landscaping, buildings, drainage flow, number of parking stalls and limits of parking areas and drives where applicable.

6. No deviation from an approved site plan shall be permitted without modification thereof by the SPAA including any subsequent division of the land.

7. Where a Special Permit is required for the proposed work, Site Plan Approval shall be consolidated with the Special Permit procedures and the SPGA shall determine that the Special Permit use complies with all of the requirements and provisions of Site Plan Review as part of the Special Permit proceeding.

6.6.8 Compliance. No building permit shall be issued by the Building Inspector for any development subject to this section and no construction or sure preparation shall be started, until the SPAA has endorsed its approval on the site plan and a copy of the approved site plan has been submitted to the Building Inspector.

6.6.9 Lapse. Site plan approval shall lapse after one year from the grant thereof if a substantial use thereof has not sooner commenced except for good cause. Such approval may, for good cause, be extended in writing by the SPAA upon the written request of the applicant.

6.6.10 Appeal. Any decision of the Board pursuant to this Section shall be appealed in accordance with MGL Chapter 40A Section 17 to a court of competent jurisdiction.

6.7 ADULT ENTERTAINMENT

6.7.1 Purpose. The purpose of this Adult Entertainment Section is to address and mitigate the secondary effects of the adult entertainment establishments and sexually oriented businesses that are referenced and defined herein. Secondary effects have been shown to include increased crime, adverse impacts on public health, adverse impacts on the business climate of the Town, adverse impacts on the property values of residential and commercial properties and adverse impacts on the quality of life in the Town. All of said secondary impacts are adverse to the health, safety and general welfare of the inhabitants of the Town.

1. The provisions of this Section have neither the purpose nor intent of imposing a limitation on the content of any communicative matter or materials, including sexually oriented matter or materials. Similarly, it is not the purpose or intent of this Section to restrict or deny access by adults to adult entertainment establishments or to sexually oriented matter or materials that are protected by the Constitution of the United States of America or of the Commonwealth of Massachusetts, nor to restrict or deny rights that distributors or exhibitors of such matter or materials may have to sell, rent, distribute or exhibit such matter or materials. Neither is it the purpose or intent of this Section to legalize the sale, rental, distribution or exhibition of obscene or other illegal matter or materials.

6.7.2 Special Permit Required. The Zoning Board of Appeals shall act as the Special Permit Granting Authority (SPGA) and may grant a special permit for any of the following uses (hereinafter “Adult Uses”):

1. Adult Book Stores.
2. Adult Motion Picture Theaters.
3. Adult Paraphernalia.
4. Adult Video Stores.
5. Nude Dancing Establishments.

6.7.3 Location. Adult Uses are allowed by special permit in the GUA District only. Within the GUA District, such Adult Uses may not be located within one thousand (1,000') feet of each other and five hundred (500') feet of the nearest lot lines of:

1. Any Zoning District which allows residential use.

2. Any establishment licensed under the provision of Section 12 of Chapter 138 of the Massachusetts General Law.

3. Adult Uses and all advertising signs for same, shall not be located within one hundred fifty (150') feet of a public or private way and shall be set back a minimum of one hundred fifty (150') feet from all property lines.

6.7.4 Application. The application for a special permit must include the following information:

1. Names and address of the legal owner of the Adult Use.
2. Name and address of all persons having a fee, equity and/or security interest in such Adult Use, in the event a corporation, partnership, trust or other entity is listed, the name and address of every person who has an ownership interest and/or beneficial interest in the entity must be listed in order that the SPGA will know who are the persons who actually own and control the store or theater.
3. Name and address of the manager.
4. The number of employees or proposed number of employees, as the case may be.
5. Proposed security precautions.
6. The physical layout of the premises.

6.7.5 Limitations. Special permits for Adult Uses shall not be granted to any person convicted of violating the provisions of MGL Chapter 119 Section 63 nor MGL Chapter 272 Section 28. Any persons listed in Section 6.7.4.2 are subject to this prohibition.

6.7.6 Lapse. A Special Permit granted herein shall lapse if substantial use thereof or construction there under has not begun, except for good cause, within twelve (12) months following the filing of the special permit approval with the Town Clerk (plus such time required to pursue or await the determination of an appeal referred to in MGL Chapter 40A Section 17 from the grant thereof).

SECTION 7.0 SPECIAL RESIDENTIAL REGULATIONS

7.1 MULTIFAMILY DWELLINGS IN GU AND GUX DISTRICTS

7.1.1 General. Notwithstanding any other provisions of Section 4.0, the following shall apply.

7.1.2 Area. Except as provided with regard to conversion of a single family dwelling to not more than three dwelling units, no multifamily dwelling shall hereafter be erected, placed, altered or converted in the General Use District on any lot having an area of less than thirty thousand (30,000) square feet per dwelling unit and continuous street frontage of less than two hundred (200') feet and no multifamily dwelling shall hereafter be erected, placed, altered or converted in the General Use X District on any lot having an area of less than forty thousand (40,000) square feet per dwelling unit and continuous street frontage of less than two hundred (200') feet.

7.1.3 Coverage. No multifamily dwelling shall occupy more than 25% of the lot.

7.1.4 Parking. No multifamily dwelling shall have less than two (2) 10' x 20' parking stalls for each dwelling unit in the remaining 75% of the lot.

7.1.5 Multiple Uses. No multifamily dwelling shall be located on a lot that also contains a commercial use or single family dwelling.

7.2 DWELLING UNITS ABOVE STREET LEVEL FLOOR IN THE BUSINESS DISTRICT

7.2.1 Special Permit Required. Dwelling units situated above the street level floors are allowed by special permit provided that the SPGA finds that the proposed dwelling units will not overburden available automobile parking within the general area in which the building is located. Said requirements shall be presumed to be met if the building, which has a dwelling unit, is located within one quarter mile of an off-street public parking lot where overnight parking of motor vehicles is allowed. Otherwise, there shall be a minimum of one and one half (1 ½) – 10' x 20' parking spaces for each dwelling unit, provided on the same parcel of land where the dwelling units are located.

7.2.2 Requirements and Standards. Dwelling units situated above the street level floors of buildings are subject to the following conditions:

1. No floor of the building dedicated to residential use shall exceed the total square footage of the street level commercial floor.
2. Dwelling units shall not occupy the street level floor of any building.

7.2.3 Decision Criteria. In addition to the findings required under Section 9.4 the following affirmative findings shall be made:

1. The condition and uses of adjacent structures and the nature of the general area in which the proposed dwelling units are to be located will

not result in undue congestion or overcrowding with the addition of the proposed dwelling units.

2. The property on which the proposed dwelling units are to be located provides an attractive appearance for the general area in which it is located.

3. The property to be used for dwelling units shall have adequate access to a street.

4. The dwelling units are compatible with existing uses on properties in the general area of the property, within and outside of the district, so that such proposed dwelling unit use is not detrimental to the area.

5. The project is in compliance with the site plan requirements of Section 6.5.3 and 6.5.10.

7.2.4 Conditions. Conditions, limitations and safeguards may be imposed to effect compliance with this section and may include but not be limited to limitations on the number of dwelling units and bedrooms therein.

7.3 FAMILY ACCESSORY APARTMENTS

7.3.1 Purpose. The purpose of this Section is to:

1. Provide older homeowners with a means of obtaining rental income or to live more economically; enjoy companionship, security and services from nearby family members thereby enabling them to live more comfortably in a home and in neighborhoods they might otherwise be forced to leave.

2. Make housing units available to low and moderate-income households which might otherwise have difficulty finding homes within the town.

3. Protect property values and the residential character of a neighborhood by ensuring that family accessory apartments are installed only in owner occupied houses and under such additional conditions as may be appropriate to further the purpose of this Bylaw.

7.3.2 Special Permit Required. The Zoning Board of Appeals shall be the Special Permit Granting Authority. Family accessory apartments may be permitted in all districts by special permit in accordance with the requirements specified herein.

7.3.3 Standards and Requirements. The SPGA may authorize a special permit provided that the following standards and requirements are met:

1. A family accessory apartment may be part of a new single family dwelling, part of an existing single family dwelling or an addition to an existing single family dwelling. A family accessory apartment shall have not more than two bedrooms. It shall be contained within a new or existing single-family dwelling or if added to the exterior of a single family dwelling it may have a separate entrance located on the side or rear of the building. A family accessory apartment shall be less than fifty (50%) of the floor area of the single-family dwelling.
2. Only one family accessory apartment may be located as part of or within a single family dwelling.
3. Any addition to a single-family dwelling must meet the minimum setback requirements in the district in which the property is located.
4. At least one of the record owners of the property, which contains a family accessory apartment, shall occupy one of the dwelling units in the single family dwelling as a primary residence. Only one or more members of the immediate family of a record owner of the property which contains a family accessory apartment shall occupy the accessory apartment. "Immediate family" shall mean parents, grandparents, children, grandchildren and siblings of a record of owner.
5. All stairways to second and third stories shall be enclosed within the exterior walls of the dwelling, to the extent feasible.
6. An addition to the original building may be permitted, provided that the addition increases the floor area of the original buildings by less than fifty (50) percent and the addition, in the opinion of the SPGA, will not alter the residential character of the building.
7. At least two off street vehicle parking spaces shall be available for use by the residential occupants of the principal dwelling unit and at least two off street vehicle parking spaces shall be available for use by the residential occupants of the family accessory apartment.
8. The Health Officer shall certify that the means of water supply and sanitary disposal shall be adequate to support both dwelling units.
9. The construction of any family accessory apartment must be in conformity with State Building Code requirements.

10. In order to provide for the development of housing units for disabled and handicapped individuals, the SPGA may allow reasonable deviation from the requirements of this Section where necessary to install features that facilitate access and mobility for disabled persons.

11. The special permit shall reference the immediate family member(s) by name who will occupy the family accessory apartment. The Building Inspector shall be notified of any change from one family member to another.

7.4 RETREAT LOTS

7.4.1 Purpose. The Purpose of this Section shall be to assist in maintaining the Town's rural character and lifestyle by encouraging retention of large parcels of contiguous usable land for agricultural and residential uses.

7.4.2 Special Permit Required. The Planning Board shall be the Special Permit Granting Authority (SPGA). Notwithstanding the street frontage requirement in Section 4.0, the SPGA may grant a special permit to allow a Retreat Lot in the Residence A, Residence B, Residence Rural, General Use and General Use X Districts.

7.4.3 Requirements. The issuance of a special permit for a Retreat Lot shall be subject to the following requirements:

1. The use of a Retreat Lot shall conform to the requirements of Section 3.0 with respect to uses allowed as of right and by special permit.
2. Minimum lot size shall be five (5) times the minimum lot area in which the Retreat Lot is located.
3. The Retreat Lot shall have a minimum of forty (40') feet of continuous frontage on a street.
4. Fifty percent (50%) of the minimum lot area shall be upland. Upland shall be an area of the Retreat Lot in which no land, with the exception of the riverfront area, is subject to the protection of the Wetlands Protections Act, G. L. CHAPTER 131, s. 40.
5. The land extending from the street to a point where the lot width is at least one hundred (100') feet wide is considered the access area which shall be a minimum forty (40') feet wide throughout its length and must be included as part of the Retreat Lot. No access area shall be less than fifty (50') feet in length measured from the street line. The access area land shall not be counted toward the minimum lot area or percent upland

area calculations unless said access area exceeds one hundred (100') feet wide throughout. The access area must be designed as straight as possible and in such a way that a maximum of two (2) straight lines connected by a single angle change can be drawn from the street frontage to the upland building area, wholly within the lot.

6. Any area of the lot which is less than one hundred (100') feet wide shall not be counted toward the minimum lot area or percent (%) upland area calculations.

7. Shape factor shall be the square of the perimeter of the lot in feet divided by the lot area shall be less than or equal to 60.0. Shape factor calculation shall not include the access area unless the access area is greater than one hundred (100') feet wide throughout its length. A lot may have a shape factor exceeding 60.0, if a portion of the lot, itself, meets all of the requirements of this section and has a shape factor of 60.0 or less.

8. The Retreat Lot must be capable of containing an "upland building area" of 40,000 square feet of contiguous land, in the shape of a circle, square or rectangle and in the use of a rectangle no side may measure less than one hundred eighty (180') feet, within which no land, with the exception of the riverfront area, is subject to the protection of the Wetlands Protection Act, MGL Chapter 131 Section 40. The upland building area shall be included in the lot area used to calculate the lot's shape factor.

9. Not less than seventy-five percent (75%) of the footprint of any dwelling shall be located within the upland building area.

10. No Retreat Lot access area shall abut another Retreat Lot access area and must be separated by a parcel of land having at least one hundred fifty (150') feet of frontage and an area of seventy five hundred (7,500) square feet.

11. A Retreat Lot and its access area shall serve as access to the Retreat Lot and no other lot.

12. Access to a dwelling on a Retreat Lot shall be exclusively within the Retreat Lot including through the access area of the Retreat Lot.

13. The maximum driveway length from the street to the dwelling shall not exceed 2000 feet unless otherwise allowed by the Planning Board.

14. No driveway shall be placed within ten (10') feet of any lot line unless a finding is made by the Planning Board that this distance may be reduced but not eliminated and the Retreat Lot may be subject to appropriate conditions or safeguards if deemed necessary by the Planning Board.

15. Not more than one single family dwelling shall exist on a single Retreat Lot.

16. No dwelling, building or structure shall be erected, placed or converted closer than fifty (50') feet from the street lines, side lot lines and rear lot lines. The requirements set forth in the previous sentence shall not apply to dwellings, buildings or structures erected, placed or converted on a lot before the filing of an application for a Retreat Lot special permit.

17. The Retreat Lot shall not be further subdivided. It shall be a condition of the special permit that there is a prohibition against further subdivision. A deed restriction preventing further subdivision (enforceable by the Town of Middleborough or any citizen of the Town) shall also be recorded with the plan.

18. The following notes shall be placed on the plan: "The Retreat Lot shown on this plan shall not be further subdivided" and "No building permit shall be issued for the Retreat Lot on this plan until a copy of the recorded deed restriction and special permit is delivered to the Planning Board."

19. No Retreat Lot shall be approved by the Planning Board if vehicular egress from the lot results in a hazard due to grade, visibility or other natural or artificial limitations than would be normal for standard lot in the same vicinity.

20. Existing drainage patterns shall not be disrupted by the construction of a driveway on the Retreat Lot. A grading plan showing existing and proposed conditions may be subject to appropriate conditions or safeguards if deemed necessary by the Planning Board.

7.4.4 Application. An application for a Retreat Lot shall include a plan prepared by a Registered Land Surveyor and if necessary, a Professional Engineer, depicting the Retreat Lot and showing that it is in compliance with all of the requirements of this Section.

7.5 OPEN SPACE AND RESOURCE PRESERVATION DEVELOPMENT

7.5.1 Purpose. This Section presents an alternative to a conventional subdivision. Its purposes are as follows:

1. To provide for the public interest by the preservation of open space and natural resource features in perpetuity; and,
2. To promote variety in single-family residential housing patterns by encouraging development which is designed to accommodate a site's physical characteristics such as: topography, vegetation, water bodies, wetlands, open spaces such as farmlands and meadows, major scenic views, wildlife habitats, archaeological and significant historic resources.

It is not the intent of this Bylaw to make undevelopable land developable or to permit an increase in the number of building lots that would otherwise be possible on a conventional plan, but rather to encourage the preservation of important site features.

7.5.2 Special Permit Required. The Planning Board shall be the Special Permit Granting Authority (SPGA). The Planning Board shall adopt rules and regulations for the issuance of the special permits applicable to this section.

7.5.3 General Requirements. It is the general policy of the Town to encourage the development of interior land parcels when appropriate as Open Space and Resource Preservation Developments and to discourage the development of land along existing road frontage, thereby retaining and enhancing the visual quality of the Town and maintaining the safety and efficiency of public ways. To implement this policy, the following requirements shall be complied with:

1. Any parcel of land located within a zone permitting Open Space and Resource Preservation Development containing five (5) acres or more and which may be developed as a conventional grid subdivision may be considered for an Open Space and Resource Preservation Development subject to a special permit issued by the Planning Board.
2. After an Open Space and Resource Preservation Development application has been submitted no tree removal, utility installation, ditching, grading or construction of roads, grading of land or lots, excavation except for purposes of soil testing with the approval of the Planning Board, dredging or filling or construction of buildings or structures shall be done on any part of the development site until the

application has been reviewed and received final action pursuant to this Bylaw.

3. No Open Space and Resource Preservation Development will be approved within an established single-family residential neighborhood if the Planning Board determines that such land use would have a detrimental effect to the established or future character of the neighborhood and/or Town.

4. It shall be the responsibility of an applicant for an Open Space and Resource Preservation Development Special Permit to demonstrate to the Planning Board that this form of development will be as or more appropriate than traditional development patterns for the proposed site.

7.5.4 Permitted Uses.

1. Detached single-family dwellings, including all accessory uses as permitted in the Zoning Bylaw for the district in which the land is located.

2. Uses permitted within the Common Open Space as described in this Bylaw.

3. Recreational facilities consistent with this Bylaw.

7.5.5 Dimensional Requirements.

1. Size: The total area of the tract proposed for Open Space and Resource Preservation Development shall be at least five (5) acres.

2. Density: The number of building lots on the tract proposed for Open Space and Resource Preservation Development may not exceed the number of lots that could be constructed with a conventional grid subdivision that complies with all applicable regulations, including zoning, subdivision control, Board of Health and wetlands regulations.

3. Area Regulations: The Planning Board may grant a variation of all area regulations as set forth in Section 4.0 for all portions of an Open Space and Resource Preservation Development if the Planning Board finds that such reduction will result in better design, improved protection of natural and scenic resources and will otherwise comply with this Bylaw, provided that in no instance shall any lot deviate from the following Table of Minimum Lot Requirements.

Table of Minimum Lot Requirements

Minimum Area	30,000 square feet
Minimum Frontage	100 feet
Lot Width at Building Line	100 feet
Minimum Front Yard Setback	40 feet
Minimum Side Yard Setback	15 feet
Minimum Rear Yard Setback	20 feet
Minimum Upland Requirement	20,000 square feet
Minimum Shape Factor	(Perimeter of the lot – must be no greater than 30.0)

7.5.6 Development Standards. Prior to the issuance of a special permit for an Open Space and Resource Preservation Development, the applicant shall submit the information necessary to demonstrate that the following development standards have been met. These standards are in addition to the requirements of the Subdivision Rules and Regulations and are in no way intended to replace any portion of those regulations.

1. It is a policy of the Town to limit the number of curb cuts on public ways. Within an Open Space and Resource Preservation Development, normally only two (2) curb cuts will be allowed, although the Planning Board may approve additional curb cuts if the applicant can demonstrate that they are necessary for the site and will not result in traffic hazards or congestion. In all instances, it will be the responsibility of the applicant to demonstrate that the location, number and design of curb cuts are both necessary and the most appropriate for the site.
2. The development will not cause unreasonable traffic congestion or unsafe traffic conditions both within and outside of the Open space Development.
3. The development will provide for and maintain convenient and safe emergency vehicle access to all buildings and structures at all times.
4. The site design shall preserve and where possible, enhance the natural features of the property, including scenic views, by adapting the location and placement of structures and ways to the existing topography in order to minimize the amount of soil removal, tree cutting and general disturbance to the landscape and surrounding properties.
5. The site design shall identify and ensure preservation of significant and special natural features.

6. The nature of the soils and subsoils shall be suited for the intended purposes based upon the Soil Conservation Guidelines. This determination shall focus upon, but shall not be limited to the locations, design and construction of roadways, buildings, septic systems and surface water drainage systems. Soil borings or test pits may be made to provide information in soil texture, color, percolation rates and depth to the ground water table at its maximum elevation.

7. Post-development runoff from the site shall not exceed pre-development runoff from the site for up to the one hundred (100') year storm event. The applicant shall submit formal drainage calculation prepared by a registered Professional Engineer for this purpose.

8. All drainage structures, swales, retention and/or detention ponds shall be placed on separate lots and not located on lots where a dwelling shall be placed, unless waived by the Planning Board.

9. Proper care shall be taken to prevent soil erosion and sedimentation control measures to prevent sedimentation and siltation of existing surface water bodies and wetlands. In areas where the land slopes downward toward any surface water body or fresh water wetland, proposed filling, cutting, clearing or grading shall be minimized and all such development activities shall be carried out in such a way as to retain the natural vegetation and topography wherever possible. The Planning Board may require that an erosion and sedimentation control plan be submitted if significant erosion is anticipated in slope areas.

10. The development shall comply with all other provisions of the Subdivision Rules and Regulations and any other land use regulations of the Town in effect at the time of application, insofar as they are applicable. In accordance with MGL Chapter 41 Section 81R, the applicant may request a waiver from the Subdivision Rules and Regulations if such action is in the public interest and consistent with the intent and purposes of this Bylaw and the Subdivision Control Law.

7.5.7 Common Open Space Use and Design Standards.

1. Within an Open Space and Resource Preservation Development, no less than forty (40%) percent of the land area shall be devoted to common open space. The common open space shall not include land set aside for roads and/or parking uses. No more than fifty (50) % of the common open space shall contain wetlands as defined by MGL Chapter 131 Section 40.

2. The common open space shall be designed and maintained in accordance with the following standards:

a. Areas to remain as naturally-existing woods, fields, meadows and wetlands shall be maintained and may be improved in accordance with good conservation practices.

b. Common open space shall be planned as large, contiguous units wherever possible. Strips of narrow parcels of common open space shall be permitted only when necessary for access or as vegetated buffers along site's perimeter.

c. Common open space may be in more than one parcel provided that the size, shape and location of such parcels are suitable for the designated uses.

d. No more than fifteen (15%) percent of the common open space shall be covered by man-made impervious surfaces.

e. Common open space may be used for active and passive recreation, conservation, forestry, agriculture, natural buffers, structures necessary for approved uses, utilities and other facilities necessary for the convenience and enjoyment of the residents. Access ways, parking, underground utilities and structures necessary for and accessory to uses permitted within this paragraph are allowable uses within the common open space. Use of common open space as provided for within this paragraph shall in all instances require approval by the Planning Board and all structural improvements and impervious surfaces must be shown on the definitive Open Space and Resource Preservation Development Plan.

f. If detention and/or retention ponds are necessary for the construction of the improvements shown in the subdivision plan, such detention and/or retention ponds shall not be located within the common space shown on such plan. The Planning Board may waive this requirement if the Board finds that the integrity and significance of the open space and the benefit of the open space to the Town are not compromised and that the open space created conforms with the intent and purpose of the Bylaw. In no case, however, shall permanent clearing for drainage improvements or utilities, including detention and/or retention ponds, exceed ten (10%) percent of any common open space parcel.

g. In cases where the common open space has been environmentally damaged prior to the completion of the development as a result of soil removal, harvesting of trees or other natural features, refuse disposal or other activity deemed inappropriate with the proposed uses of the common open space, the Planning Board may require the posting of a bond or other appropriate form of performance guarantee to ensure such restoration or improvement.

3. There shall be a buffer at the perimeter of the development consisting of trees, shrubs, vegetation and topographic features sufficient to separate and/or screen the development from abutting properties. This buffer shall be no less than one hundred (100') feet in width, except where the subdivision roadway and associated infrastructure intersect with the "street" as defined in Section 10.0 of this Bylaw. The buffer shall be considered common open space. Upon finding by the Planning Board that a buffer of lesser width would be sufficient to screen and/or separate the development from adjacent property, the buffer may be reduced. If, however, the perimeter of the site abuts a General Use (GU), General Use X (GUX), Business (B) or Industrial (I) Zoning District, the Planning Board may require the buffer area abutting a GU, B or I District to be greater than one hundred (100') feet in order to ensure adequate separation and/or screening from the abutting commercial zoning districts.

4. The Board may require no-cut easements, conservation restrictions or the like, where the buffer requirement has been reduced. These easements and restrictions shall be on private property located within the subdivision, shall not be considered a "buffer" and shall not be included in common open space calculations.

5. Drainage structures, swales, retention and/or detention ponds may not be located within the buffer area. The Planning Board may waive this requirement if the Board finds that the integrity and significance of the buffer and the benefit of the buffer to the abutting parcels are not compromised.

6. Buffers shall remain in their current natural state. If in the opinion of the Planning Board the current natural state is insufficient to adequately separate and/or screen the site from abutting properties, additional trees, shrubs and/or plantings shall be required.

7.5.8 Common Open Space Ownership and Management.

1. Common open space in any Open Space and Resource Preservation Development shall be conveyed by the owner(s) to: 1) the Town and may be accepted by it for park or open space use; 2) a nonprofit corporation, the principal purpose of which is the conservation of open space; or, 3) a corporation or trust owned or to be owned by all the owners of lots within the development. If a corporation or trust owned by all the owners of lots is utilized, ownership thereof shall pass with the conveyances of the lots. In any case, where such land is not conveyed to the Town, a perpetual restriction of the type described in MGL Chapter 184 Sections 31-34 (including future amendments thereto and corresponding provisions of future laws) or some alternative legal instrument, recorded in the Registry of Deeds and providing permanent restrictions made running to or enforceable by the Town, providing that such land shall be kept in an open or natural state and shall not be built upon for residential use or developed for accessory uses such as parking or roadway.

2. If the common open space is not to be conveyed to the Town, then the applicant shall include as part of the subdivision covenant, a provision that the common open space shall be deeded as approved by the Planning Board. In addition, the subdivision covenant shall not be released until proof of compliance with the ownership requirements set forth herein has been provided to the Planning Board.

3. If the common open space is not to be conveyed to the Town, the applicant for an Open Space and Resource Preservation Development special permit must include a program describing how the common open space will be maintained in perpetuity to standards satisfactory to the Planning Board. The applicant shall also provide as part of the common open space proposal an agreement empowering the Town to perform maintenance of the common open space in the event of failure to comply with the program included in the application pursuant to the preceding sentence providing that, if the Town is required to perform any maintenance work, the owners of lots within the Open Space and Resource Preservation Development shall pay any costs incurred by the Town to maintain said common open space and shall constitute a lien upon their properties until said cost has been paid.

4. The Planning Board may require that all such part of the common open space as the Planning Board deems appropriate shall be clearly identified and marked on the ground prior to the commencement of any construction activity.

7.5.9 Preliminary Concept Plan Review. Applicants shall submit a Preliminary Concept Plan to the Planning Board, Board of Health, Conservation Commission and Historical Commission and obtain the opinion of the Planning Board as set forth herein prior to filing a formal special permit application, in order to obtain a consensus regarding the suitability of the site for an Open Space and Resource Preservation Development; and, to determine the allowable density by confirming the number of lots that could be built through the development of a “conventional” subdivision constructed in accordance with the underlying zoning district, the Subdivision Rules and Regulations and any other applicable laws or regulations of the Town of Middleborough and Commonwealth of Massachusetts in force at the time of submission. Preliminary materials to be submitted shall include:

1. A preliminary layout of a conventional grid subdivision showing the allowable number of lots in accordance with the underlying zoning district. The burden of proof shall be upon the applicant in determining the allowable number of lots including but not limited to drainage ability and septic capacity. Said plan shall comply with the requirements of a Preliminary Plan as specified in the Subdivision Rules and Regulations and in addition shall show the following information:
 - a. Existing landscape features such as steep topography a delineation of areas with slopes over 25%, wetlands, rare and endangered species and habitat, springs, lakes and ponds, streams, rock outcrops, boulder fields, stone walls, cliffs, forest glades, drumlins, high points, hill tops, ridges, archaeological and significant historic sites;
 - b. Existing open areas such as forests, farm fields, meadows and major long views;
 - c. Wetlands shall have been delineated and formally certified by the Middleborough Conservation Commission;
 - d. Location of the one hundred (100) year flood plain shall be designated;
 - e. Two (2') foot contours shall be used to indicate the topography;
 - f. The location and dimensions of all building lots and extent of all ways and easements, existing and proposed drainage areas, preliminary design of drainage structures and such other improvements as may be proposed; and,

- g. Test pit, soil, drainage, sewer and water information as the Planning Board may request.

2. A Preliminary Concept Plan showing the proposed Open Space and Resource Preservation Development based on the number of lots that would be supported by a conventional subdivision plan. Said Preliminary Concept Plan shall comply with the requirements of a Preliminary Plan as specified in the Subdivision Rules and Regulations. In addition, the plan shall include all of the information outlined in Sections 7.5.9.1 (a) through (g) and the following information:

- a. The location and dimensions and extent of the common open space, the location and use of any common facilities or structures and such other improvements as may be proposed.
- b. In the event the parcel includes previously disturbed land, the applicant shall include a reclamation plan.

3. Supporting documents describing the proposed uses of the common open space and proposing the preferred form of ownership and maintenance thereof and a description of any facilities to be owned in common.

4. Documentation establishing that the proposed Open Space and Resource Preservation Development is as appropriate to the site than a traditional, conventional subdivision plan, including matters relating to the layout of ways and open space in relationship to the surrounding property and the site; the degree to which the plan provides for protection of important natural features including wetlands, steep slopes and agricultural land; and, the extent to which the plan provides for development of those areas best suited for building purposes.

7.5.10 Opinion on Preliminary Concept Plan and Lot Count. Within sixty (60) days after the receipt of preliminary materials as specified herein, the Planning Board shall give its opinion as to the number of lots that the site would support if constructed as a conventional subdivision in compliance with the underlying zoning district, the Subdivision Rules and Regulations; and, any other applicable laws or regulations of the Town and Commonwealth of Massachusetts. The Planning Board's opinion shall also include a determination of the suitability of the site for an Open Space and Resource Preservation Development. The Planning Board shall always compare the impact of an Open Space and Resource Preservation Development with the impact of a conventional development on the same site to insure that the Open Space and Resource Development is not more adverse, would not have a detrimental effect on the established or future character of the neighborhood and is in the public interest.

The Planning Board's opinion on the preliminary concept plan and lot count may be made with or without recommendations. The Planning Board shall provide its Opinion on Preliminary Concept Plan and Lot Count to the Town Clerk and Applicant in writing.

7.5.11 Special Permit Application. The application for an Open Space and Resource Preservation Development Special Permit shall be accompanied by all documentation, specifications and plans necessary to allow the Board to fully understand the intent of said use, construction and development. The applicant shall submit engineering and site plans for the entire property prepared by the appropriate registered professional showing, but not limited to, anticipated location of the building(s) on the lot with proposed setbacks, lot dimensions, adjacent public ways, location of off-street parking, lighting, utility systems, location and nature of common open spaces with proposed improvements and amenities, specific notations as to project landscaping, locus plans and other details deemed necessary by the Planning Board.

7.5.12 Definitive Subdivision Plan. Applicants for a Special Permit for Open Space and Resource Preservation Development shall, at the time of filing the application, submit a Definitive Subdivision Plan in conformity with the Subdivision Rules and Regulations of the Planning Board and Subdivision Control Law MGL Chapter 41 Section 81, which plan shall be derived from the overall development shown on the Preliminary Concept Plan and the Opinion on Preliminary Concept Plan and Lot Count issued by the Planning Board pursuant to 7.5.10 above. In addition to the materials required for submission of a definitive subdivision plan, the following documents and information shall be provided:

1. The Definitive Subdivision Plan shall accurately show the proposed layout of all lots, ways and common areas and structures in relation to the common open space. In addition, the following note shall appear on the plan to the effect that "No lot, including the common open space as shown in these plans may be further subdivided".
2. Re-grading and erosion plans, where required.
3. Information as to the degree to which the proposed plan departs from the requirements of the underlying zoning and the reasons why such departures are deemed to be in the public interest.
4. Drafts of proposed deeds, management plans for all common areas and structures and the proposed open space restrictions, if any.

7.5.13 Submittal to Other Boards. The applicant shall submit the Special Permit and Definitive Subdivision applications and accompanying plans to the

Conservation Commission, Health Department, Department of Public Works, Historical Commission, Board of Selectmen, Town Manager, Police Department, Fire Department, Department of Public Works, Historical Commission, Board of Selectmen, Building Inspector, Planning Board's Review Engineer and the Middleborough Gas and Electric Department for their review and comment.

7.5.14 Hearings. Upon receipt of an Open Space and Resource Preservation Development application, the Planning Board shall proceed as with applications for the Special Permits under MGL Chapter 40A. Hearings on applications under this section may be held simultaneously with the Definitive Subdivision Plan hearings in accordance with MGL Chapter 41 Section 81T.

7.5.15 Decision. The Planning Board shall base its review on the requirements for granting a Special Permit and the Development Standards set forth in Section 7.5.6 and no such permit shall be granted unless the applicant demonstrates compliance therewith. All other improvements shall comply with the Subdivision Rules and Regulations, so far as applicable, unless a waiver is granted by the Planning Board pursuant to MGL Chapter 41 Section 81R. The Special Permit shall be granted only if the Planning Board finds each of the following in addition to the criteria set forth in Section 9.4 Special Permits:

1. The development meets the purpose of an Open Space and Resource Preservation Development as described herein;
2. All standards contained in this Section have been met or waived;
3. The common open space is designed in accordance with the Open Space Use and Design Standards set forth in Section 7.5.7;
4. The parcel could be developed as a conventional subdivision with the same number of lots under existing local, state and federal laws and land use regulations;
4. The Open Space and Resource Preservation Development provides for efficient use and delivery of municipal and other services and infrastructure; and,
5. The Open Space and Resource Preservation Development is not more adverse than a conventional subdivision, would not have a detrimental effect on the established or future character of the neighborhood and is in the public interest.

7.5.16 Condition. Ownership of all open space shall be transferred to the parties required by the Special Permit in compliance with Section 7.5.8 herein

prior to the issuance of the Form J Lot Release in the case of a subdivision or the issuance of a Building Permit for a non-subdivision lot.

7.6 ADULT MOBILE HOME PARKS

7.6.1 Exemption. Mobile home parks in operation on January 1, 1986, shall be a permitted use and may be expanded, provided that the total area of any such mobile home park shall not exceed at any time ten acres and a density of ninety-five (95) mobile home units, and provided further that occupancy in such mobile home parks shall be limited to persons fifty-five (55) years of age or older.

7.6.2 Purpose. It is the intent of this Section to provide a healthy and attractive residential environment for mobile homes which meets the unique needs of residents fifty-five (55) and older.

7.6.3 Special Permit Required. The Planning Board shall be the Special Permit Granting Authority (SPGA).

7.6.4 Age Restriction. Residents in a mobile home in an adult mobile home park shall be restricted to not more than two (2) persons who are fifty-five (55) years of age; provided, however, that a younger person may also reside in the mobile home, when such person is either the spouse of an occupant of the mobile home who is at least fifty-five (55) years of age or a person who is providing medically prescribed nursing care to an occupant of the mobile home who is at least fifty-five (55) years of age.

7.6.5 Prohibition. No mobile home shall be erected on a site for living purposes except in an approved Adult Mobile Home Park.

7.6.6 Phased Development. Development shall be phased in according to a schedule determined by the SPGA so as to insure completion of amenities and proper development of the park.

7.6.7 Requirements and Standards.

1. No Adult Mobile Home Park shall be less than twenty (20) acres in size inclusive of roads and areas provided for recreation services and other permanent installations within the park.
2. The gross density shall not exceed two (2) dwelling units per acre.
3. Each mobile home site shall be a minimum of 10,000 square feet in size plus there shall be an additional 10,000 square feet of common area per mobile home site.

4. No mobile home shall be placed within twenty (20) feet of its lot lines.
5. Each site shall be serviced with water and sanitary drainage for a suitable permanent connection.
6. Adequate off street parking shall be provided at a ratio of 2.5 spaces per site.
7. Each unit shall have a perimeter of not less than one hundred twenty (120) linear feet.

7.6.8 Code Compliance. Mobile home dwelling units shall be installed subject to all local and state building and health codes.

7.6.9 Internal Roadways. Such roadways shall be constructed and maintained by the owner of the Park in such a way as to be adequate for vehicular traffic and public safety. The minimum width of street rights-of-way within an Adult Mobile Home Park shall be forty (40) feet. All roadways shall be brought to a finished grade as shown on the profiles of the definitive plan with at least twelve (12) inches of well compacted binding gravel and three (3) inches of Class I Bituminous Concrete Type I, 1, Massachusetts Department of Public Works specifications, to width of at least twenty (20) feet. In addition, general roadway design, drainage, utilities and street lighting shall conform to Subdivision Regulations in effect at the time of the application for a special permit.

7.6.10 Buffer Areas. There shall be a one hundred (100') foot buffer zone along all property lines. Buffer zones shall include the existing natural vegetation supplemented by walls, plantings or additional natural vegetation shall be provided around all Adult Mobile Home Parks in order to protect residential areas from possible adverse effects of such parks and to protect park residents from the potential undesirable effects of commercial or industrial areas. Buffers may be included in required allotments of common land and shall be designed as an integral part of such common land; buffers shall not be included as part of any mobile home site.

1. The Special Permit Granting Authority may, under appropriate circumstances, permit the construction of access roads within the buffer area when, in the judgment of the Special Permit Granting Authority, such construction is necessary to prevent the filling of wetland areas to accommodate such access.

7.6.11 Park Rules and Regulations. The owner of any Adult Mobile Home Park shall establish rules and regulations relative to the maintenance of each

individual mobile home and premises. The owner shall be responsible for the maintenance of all areas located within the Adult Mobile Home Park in a clean and sanitary condition and free from garbage, rubbish and other refuse.

7.6.12 Procedures. Applications for an Adult Mobile Home Park special permit shall be in accordance with the Regulations of the Planning Board as Special Permit Granting Authority. The applicant for a special permit shall submit a site plan prepared by a Professional Engineer and a Registered Land Surveyor, oriented to true north, and showing:

1. Boundaries of the district and of the lots in question;
2. Names of abutting owners;
3. Natural and man-made features, including any wetlands and flood plain;
4. The location of existing and proposed structures; and
6. The proposed means of access, roadways, parking areas, buffer strips, landscaped areas and such other requirements as set forth in the Planning Board's Rules and Regulations.

SECTION 8.0 OVERLAY DISTRICT REGULATIONS

8.1 FLOOD PLAIN DISTRICT (FPD)

8.1.1 Purpose. It is the purpose of this Section to promote the public health, safety and general welfare and to minimize losses by provisions designed to:

1. Restrict or prohibit uses which are dangerous to health, safety or property due to water or erosion hazards or which cause damaging increases in erosion, erosion hazards, flooding or flood velocities;
2. Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction;
3. Discourage individuals from buying lands which are unsuited for intended purposes because of flood hazard;
4. Control filling, grading and mineral extraction which may increase flood damage;
5. Regulate the construction of levees, jetties and other works which may increase flood damage to lands which may be subject to flooding;

6. Ensure public safety through reducing the threats to life and personal injury;
7. Eliminate new hazards to emergency response officials;
8. Prevent the occurrence of public emergencies resulting from water quality, contamination and pollution due to flooding;
9. Avoid the loss of utility service which if damaged by flooding would disrupt or shut down the utility network and impact regions of the community beyond the site of flooding;
10. Eliminate costs associated with the response and cleanup of flooding conditions; and,
11. Reduce damage to public and private property resulting from flooding waters.

8.1.2 Applicability. The Floodplain District is herein established as an overlay district. The District includes all special flood hazard areas within the Town of Middleborough designated as Zone A and AE on the Plymouth County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program (NFIP). The map panels of the Plymouth County FIRM that are wholly or partially within the Town of Middleborough are panel numbers 25023C0303J, 25023C0304J, 25023C0308J, 25023C0309J, 25023C0311J, 25023C0312J, 25023C0313J, 25023C0314J, 25023C0316J, 25023C0317J, 25023C0318J, 25023C0319J, 25023C0328J, 25023C0329J, 25023C0336J, 25023C0337J, 25023C0338J, 25023C0339J, 25023C0343J, 25023C0431J, 25023C0432J, 25023C0433J, 25023C0434J, 25023C0442J, 25023C0451J, 25023C0452J, 25023C0453J, 25023C0454J, 25023C0456J, 25023C0458J, 25023C0459J, 25023C0461J, 25023C0462J, 25023C0466J, and 25023C0467J dated July 17, 2012. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Plymouth County Flood Insurance Study (FIS) report dated July 17, 2012. The FIRM and FIS report are incorporated herein by reference and are on file with the Town Clerk, Planning Board, Building Inspector and Conservation Commission.

8.1.3 Definitions. For definitions applicable to Floodplain District, see Section 10.0.

8.1.4 Base Flood Elevation and Floodway Data.

1. Floodway Data. In Zones A, and AE, along watercourses that have not had a regulatory floodway designated the best available Federal,

State, Local or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.

2. Base Flood Elevation Data. Base flood elevation data is required for subdivision proposals or other developments greater than fifty (50) lots or five (5) acres, whichever is less, within unnumbered A Zones.

8.1.5 Overlay District. The Flood Plain District is hereby established as an overlay district. All development in the District, including structural and non-structural activities, whether permitted by right or by special permit shall be in compliance with the Wetlands Protection Act, Chapter 131 Section 40 of the Massachusetts General Laws and with the following:

1. The section of the Massachusetts' State Building Code which addresses floodplain areas (currently 780 CMR);
2. Wetlands Protection Regulations, Department of Environmental Protection (DEP) (currently 310 CMR 10.00);
3. Inlands Wetlands Restriction, DEP (currently 310 CMR 13.00); and,
4. Minimum Requirements for Subsurface Disposal of Sanitary Sewage, DEP (currently 310 CMR 15.00, Title 5)

8.1.6 Rule for Interpretation of District Boundaries. The boundaries of the Flood Plain District shall be determined by scaling distances in the said Maps except where elevations are provided in Zone AE. Where there appears to be a conflict between a mapped boundary and actual field conditions FEMA should be consulted for formal review and map revision. The person contesting the location of the district boundary shall be given a reasonable opportunity to present his case to the Board and to submit his own technical evidence if he so desires.

8.1.7. Notification of Watercourse Alteration. In a riverine situation, the Town Planner shall notify the following of any alteration or relocation of a watercourse:

1. Adjacent Communities
2. NFIP State Coordinator
Massachusetts Department of Conservation and Recreation
251 Causeway Street, Suite 600-700
Boston, MA 02114-2104

3. NFIP Program Specialist
Federal Emergency Management Agency, Region I
99 High Street, 6th Floor
Boston, MA 02110

8.1.8 Compliance. No structure or land shall be used and no structure shall be located extended, converted or structurally altered without full compliance with the terms of this Section, the Massachusetts State Building Code and other applicable regulations.

8.1.9 Abrogation and Greater Restrictions. It is not intended by this Section to repeal, abrogate or impair any existing easement, covenants or deed restrictions. However, where this Section imposes greater restrictions, the provision of this Section shall prevail.

8.1.10 Warning and Disclaimer of Liability. The degree of flood and erosion protection required by this Section is considered reasonable for regulatory purposes and is based on scientific methods of study. Larger floods may occur. This Section does not imply that areas outside the Flood Hazard District boundaries or land uses permitted within such districts will be free from flooding or flood damages. This Section shall not create liability on the part of the Town of Middleborough or any officer or employee thereof for any flood damages that result from reliance on this Section or any administrative decision lawfully made hereunder.

8.1.11 Regulatory Flood Protection Elevation for Middleborough. Within Zone A where the base flood elevation is not provided for on documents referred to in Subsection 8.1.2, the applicant shall produce any already existing, reasonable base flood elevation data and such data shall be submitted to the Building Inspector for development criteria.

8.1.12 Permitted Uses. The following uses which have low flood damage points and do not threaten other lands during times of flood are encouraged within the Special Hazard Areas (Zones A and AE), provided they are not prohibited by any other zoning regulations or other Bylaws and do not require storage of materials, structures, flood control works or substantial filling or grading. But no use shall be permitted which adversely affects the capacity of the channels of floodways of streams, drainage ditches or any other drainage facility or system. (See FEMA List)

1. Agricultural uses such as farming, grazing, truck farming, horticulture, etc.
2. Forestry and nursery uses.

3. Conservation of water, plants and wildlife.
4. Wildlife management area, foot, bicycle and/or horse paths.
5. Temporary non-residential structures used in connection with fishing, growing harvesting, storage or sale of crops raised on the premises.
6. Buildings lawfully existing prior to the adoption of these provisions.
7. Municipal uses such as water works, pumping stations and other essential services.
8. Outdoor recreational uses including fishing, boating, play areas, beaches, beach cabanas not suitable for dwellings, boardwalks and steps to permit access across swamps or marshes, pavilions and other similar small platforms, lifeguard stations, golf courses, tennis courts, driving ranges, archery ranges, picnic grounds, boat launching ramps, swimming areas, parks, wildlife and nature preserves, game farms, shooting preserves, target ranges, trap and skeet ranges, hunting and fishing areas, hiking and horseback riding trails, temporary structures for sale of food and refreshments, arts and crafts.
9. Residential uses such as lawns, gardens, parking areas and structures for storage, not designed for human habitation.

8.1.13 Other Use Regulations

1. Within Zones AH and AO on the FIRM, adequate drainage paths must be provided around structures on slopes, to guide floodwaters around and away from proposed structures.
2. In Zone AE, along watercourses within the Town of Middleborough, that have a regulatory floodway designated on the Plymouth County FIRM encroachments are prohibited in the regulatory floodway which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.
3. All subdivision proposals must be designed to assure that:
 - a. Such proposals minimize flood damage;
 - b. All public utilities and facilities are located and constructed to minimize or eliminate flood damage; and,

- c. Adequate drainage is provided to reduce exposure to flood hazards.
4. Existing and proposed contours of site and elevations of existing and proposed structures must be included on plan proposal.
5. There shall be established a routing procedure which will circulate or transmit one copy of the development plan to the Conservation Commission, Planning Board, Board of Health and Building Inspector for comments which will be considered by the appropriate permitting Board prior to issuing applicable permits.

8.2 WATER RESOURCE PROTECTION DISTRICT (WRPD)

8.2.1 Purpose. The purpose of the Water Resource Protection Districts (WRPD) is to:

1. Promote the health, safety and general welfare of the community by ensuring an adequate quality and quantity of drinking water for the residents, institutions and businesses of the Town of Middleborough;
2. Preserve and protect existing and potential sources of drinking water supplies;
3. Prevent temporary and permanent contamination of the environment; and,
4. Protect, preserve, conserve and maintain the water and natural resources of the Town and to prevent their pollution.

8.2.2 Overlay District. The Water Resource Protection Districts shall be considered as overlying other zoning districts. Any use prohibited under existing Zoning Bylaws applicable to the portions of the district so overlaid shall continue to be prohibited under this WRPD Bylaw.

8.2.3 Special Permit Required. The Board of Selectmen shall be the Special Permit Granting Authority.

8.2.4 Establishment and Delineation. For the purposes of this Section, there are hereby established within the Town Water Resource Protection Districts, Z1, Z2, Z3 and Z4 which are delineated on Middleborough's Zoning Map as set forth in Section 2.4.

8.2.5 Definitions. For definitions applicable in the WRPD, see Section 10.1.2.

8.2.6 WRPD Z1 Use Regulations.

1. Public water supply uses are permitted in WRPD Z1 as defined in 310 Code of Massachusetts Regulations (CMR) 22.00. No other uses are allowed in this Zone.

8.2.7 WRPD Z2 Use Regulations.

1. WRPD Z2 – Permitted Uses: The following uses are permitted within WRPD Z2, provided that all necessary permits, orders or approvals required by local, state or federal law are also obtained:

- a. Conservation of soil, water, plants and wildlife.
- b. Foot, bicycle and/or horse paths and bridges.
- c. Outdoor recreation, nature study, boating, fishing and hunting where otherwise legally permitted.
- d. Normal operation and maintenance of existing water bodies and dams, splash boards and other water control, supply and conservation devices.
- e. Maintenance, repair and reconstruction of any existing structure, except uses subject to Section 8.2.7.2 (Prohibited uses) or Section 8.2.7.3 (Special Permit Uses).
- f. Residential development except uses subject to Section 8.2.7.2 (Prohibited uses) or Section 8.2.7.3 (Special Permit Uses).
- g. Farming, gardening, nursery, conservation, forestry, harvesting and grazing, except uses subject to Section 8.2.7.2 (Prohibited uses) or Section 8.2.7.3 (Special Permit Uses).
- h. Construction, maintenance, repair and enlargement of drinking water supply related facilities such as, but not limited to, wells, pipelines, aqueducts, clear wells and tunnels. Underground storage tanks related to these activities are not permitted with the exception of propane storage tanks.

- i. Storage of petroleum products within a freestanding container or storage tank either of which must be on an impervious surface within buildings it will heat.
2. WRPD Z2 – Prohibited Uses – the following uses are prohibited in WRPD Z2:

- a. Landfills and open dumps as defined in 310 CMR 19.006 Solid Waste Management and disposal of solid wastes as defined herein.
- b. Landfills receiving wastewater residuals and/or septage (wastewater residuals “monofills”) pursuant to MGL Chapter 21 Sections 26-53 Hazardous Waste; MGL Chapter 111 Section 17 - Public Health; and, MGL Chapter 83 Sections 6-7 - Sewers, Drains and Sidewalks and regulations promulgated there under.
- c. The removal of soil, loam, sand, gravel or any other mineral substance within four (4) feet of historical, high groundwater as determined from monitoring wells and historical water table fluctuation data compiled by the United States Geological Survey or by Title V Soil Evaluation, defined by 310 CMR 15.00, witnessed by the Middleborough Health Department, except for excavations necessary for building foundations or utility works.
- d. Facilities that generate, treat, store or dispose of hazardous waste subject to MGL Chapter 21C and 310 CMR 30.000 - Hazardous Waste Regulations as amended, except for
 - i. Very small quantity generators as defined under 310 CMR 30.000 - Hazardous Waste Regulations;
 - ii. Household hazardous waste centers and events under 310 CMR 30.390 - Hazardous Waste Regulations;
 - iii. Waste oil retention facilities required by MGL Chapter 21 Section 52A - Hazardous Waste; or,

- iv. Water remediation treatment works approved by DEP in accordance with 314 CMR 5.00 - Ground Water Discharge Permits for treatment of contaminated ground or surface waters.
- e. Automobile graveyards, junkyards and salvage yards, as defined in MGL Chapter 140B Section 1 - Control of Certain Junkyards.
- f. Stockpiling and disposal of snow or ice removed from highways and streets outside of WRPD Z2 that contain sodium chloride, chemically treated abrasives or other chemicals used for snow and ice removal.
- g. Individual sewage disposal systems that are designed in accordance with 310 CMR 15.00 to receive more than one hundred ten (110) gallons of sewage per ten thousand (10,000) square feet of lot area per day, except the replacement or repair of an existing system that will not result in an increase in design capacity above the original design.
- h. Petroleum, fuel oil and heating oil bulk stations and terminals such as gas stations, including but not limited to those listed under Standard Industrial Codes 5171 and 5983.
- i. All lots in WRPD Z2 not connected to the Town's sewer system, having an area less than 60,000 square feet.
- j. Notwithstanding the provisions of subsections (g.) and (i.) above, any development that is the subject of an Open Space and Resource Preservation Development District Special Permit issued pursuant to Section 8.2 of this Zoning Bylaw, may use the "aggregate lot size" to meet the conditions of (g.) and (i.) above for each lot. The term "aggregate lot size" shall be defined as the total square footage of the Open Space and Resource Preservation Development divided by the number of building lots allowed by the Planning Board.

3. WRPD Z2 Special Permit Uses – Except as specified in Section 8.2.7.1 – Permitted Uses or Section 8.2.7.2 – Prohibited Uses, those principal and accessory uses authorized in the underlying district are

permitted in WRPD Z2 only upon issuance of Special Permit by the Special Permit Granting Authority (SPGA) in conformance with the requirements stated below. The following uses and activities are prohibited and may only be allowed upon the issuance of a Special Permit by the SPGA if the use or activity is in conformance with the specific requirements stated below and under such other conditions as the SPGA may require:

- a. Enlargement or alteration of existing uses and structures that do not conform to the Water Resource Protection District are prohibited, but may be allowed by Special Permit provided that the enlargement or alteration of all uses and structures with the exception of single and two-family uses and structures does not increase the non-conformity or create a new non-conformity. Enlargement of existing structures shall not be permitted by a Special Permit if a variance from Title 5 of the State Sanitary Code is necessary.
- b. Storage of sludge and septage, as defined by 310 CMR 32.05-Land Application of Sludge and Sewage is prohibited, but may be allowed by Special Permit, when such storage is in compliance with 310 CMR 32.30 and 310 CMR 32.31.
- c. Storage of deicing chemicals is prohibited, but may be allowed by Special Permit when such storage, including loading areas, is within a structure designed to prevent the generation and escape of contaminated runoff or leachate.
- d. Storage of animal manure is prohibited, but may be allowed by Special Permit, when such storage is covered or contained in accordance with the specifications of the Natural Resource Conservation Service.
- e. Storage of commercial fertilizers, as defined in MGL Chapter 128 Section 64 - Agriculture is prohibited, but may be allowed by Special Permit, when such storage is within a structure designated to prevent the generation and escape of contaminated runoff or leachate.
- f. Storage of liquid hazardous materials, as defined in MGL Chapter 21E or storage of liquid petroleum products except that specified in 8.2.7.1.f above is prohibited, but may be allowed by Special Permit, only

when such storage is above ground level and on an impervious surface; and,

- i. In a free standing container or above ground tank(s) within a building;
 - ii. Outdoors in covered container(s) or above ground tank(s) in an area that has a containment system designed and operated to hold either 10% of the total possible storage capacity of all containers or 110% of the largest container's storage capacity, whichever is greater; or,
 - iii Within a vehicle which is used to transport and store bulk amount of liquid hazardous material or liquid petroleum products within a building or if outdoors, in an area that has a containment system designed and operated to hold either 10% of the total possible storage capacity of the truck(s) or 110% of the largest truck's storage capacity, whichever is greater.
- g. Treatment or disposal works subject to 314 CMR 5.00 Ground Water Discharge Permits for wastewater other than sanitary sewage are prohibited, including, but not limited to, treatment or disposal works related to activities under Standard Industrial Classification (SIC), Codes set forth in 310 CMR 15.004(6) (Title V) but may be allowed by Special Permit for the following uses only:
 - i. The replacement or repair of an existing system(s) that will not result in a design capacity greater than the design capacity of the existing system(s);
 - ii. Treatment works approved by the Massachusetts Department of Environmental Protection designed for the treatment of contaminated groundwater or surface water and operated in compliance with 314 CMR 5.05(3) or 5.05(13);

- iii. Publicly owned treatment works.
- h. Automobile service and repair shops including those accessory to new and used car dealerships are prohibited, but may be allowed by Special Permit.
- i. Any building, structure, excavation or other land disturbing activities within one hundred (100') feet of a "fresh water wetland" as defined by MGL Chapter 131 Section 40 Massachusetts Wetlands Protection Act or a "wetland" as defined by 33 CFR 328.3 and 40 CFR 230.3, the regulations promulgated under Section 404 of the Federal Clean Water Act, as of the effective date of this Bylaw are prohibited, but may be allowed by Special Permit if said buildings, structures, excavation or other land disturbing activities are necessary for:
 - i. Limited projects as defined by 310 CMR 10.53 (3);
 - ii. Creation of wetland replacement or flood storage mitigation;
 - iii. Installation of drainage structures such as detention/retention basins, berms, water quality swales, where no practical alternative is available and disturbs less than 15% of the one hundred (100') foot area;
 - iv. Maintenance and construction of trails, creation of public parks or resource improvements projects such as the cleaning of streams;
 - v. A primary use or use necessary but incidental thereto, provided that the majority of the disturbed area is located outside the one hundred (100') foot area and there are no reasonable alternatives, disturbs less than 15% of the one hundred (100') foot area within that portion of any lot and does not involve any building, structure or land disturbing activity within twenty-five

(25') feet of a freshwater wetland except for those activities necessary for (i) through (iv) above with the issuance of a Special Permit. No part of a subsurface sewerage disposal system shall be located within one hundred (100') feet of any fresh water wetland.

The SPGA shall consider the report and recommendations of the Board of Health, Planning Board and Conservation Commission. Such Special Permit may be conditional upon safeguards and requirements to protect water resources, health, safety and welfare and shall be in compliance with the provisions of Section 8.2.11 below. A lot shall be deemed to be that lot described by deed to shown on a plan duly recorded at Plymouth County Registry of Deeds at the time that any such land disturbing activity shall first occur after May 1, 1992. The SPGA shall determine to its satisfaction that any land disturbing activity or activities shall be in compliance with this provision and to that end may reasonably require any of the following:

a. Determination of Applicability by the Conservation Commission;

b. A plan certified by a Registered Land Surveyor which shows the location of all wetlands as set forth above, the area which is within twenty-five (25) feet of the wetland, the total area and location of that portion of any lot within one hundred (100) feet of any wetland and the land disturbing activity or activities proposed within the one hundred (100) and twenty-five (25) foot zones.

j. Any use that will render impervious more than 15% but not more than 25% of any lot is prohibited, but may be allowed by Special Permit provided that a system for groundwater recharge is provided to recharge the amount of water that was naturally recharged prior to development from the land area made impervious greater than 15% and which does not degrade groundwater quality. Pre-development run-off rates from a lot shall not exceed post-development runoff rates for storms up to and including the one hundred (100) year storm. Except for single or two (2) family residential uses, all parking areas shall be impervious and be equipped with oil, grease and sediment traps to facilitate removal of contamination and these devises

shall precede any infiltration structure or drainage outfalls. Stormwater from parking areas if recharged, shall be via infiltration basins or similar above ground vegetated systems and dry wells/leaching structures shall be used only where other methods are infeasible. The owner shall permanently maintain any and all recharge areas in full working order. Not less than 50% of any lot area shall be maintained as a Natural Vegetation Area.

8.2.8 WRPD Z3 Use Regulations.

1. WRPD Z3 - Permitted Uses: Except as specified in 8.2.8.2 Prohibited Uses and 8.2.8.3 Special Permitted Uses below, those principal and accessory uses authorized in the underlying district are permitted in WRPD Z3.

2. WRPD Z3 - Prohibited Uses - The following uses are prohibited in WRPD Z3:

a. Landfills and open dumps as defined in 310 CMR 19.006—Solid Waste Management and disposal of solid wastes as defined herein.

b. Landfills receiving wastewater residuals and/or septage (wastewater residuals "monofills") pursuant to MGL Chapter 21 Sections 26-53 - Hazardous Waste; MGL Chapter 111 Section 17 - Public Health; and, MGL Chapter 83 Section 6-7 - Sewers Drains and Sidewalks and regulations promulgated there under.

c. The removal of soil, loam, sand, gravel or any other mineral substances to within two (2') feet of historical high groundwater as detailed from monitoring wells and historical water table fluctuation data compiled by the United States Geological Survey or by Title 5 Soil Evaluation, defined by 310 CMR 15.00, witnessed by the Middleborough Health Department, except for excavations necessary for building foundations, utility works, agricultural uses or repairs allowed under Title 5, 310 CMR 15.00.

d. Facilities that generate, treat, store or dispose of hazardous waste subject to MGL Chapter 21C and 310 CMR 30.000 – Hazardous Waster Regulations as amended, except for:

- i. Very small quantity generators as defined under 310 CMR 30.000- Hazardous Waste Regulations;
 - ii. Household hazardous waste centers and events under 310 CMR 30.390-Hazardous Waste Regulations;
 - iii. Waste oil retention, facilities required by MGL Chapter 21 Section 52A - Hazardous Waste; or
 - iv. Water remediation treatment works approved by DEP in accordance with 314 CMR 5.00 - Ground Water Discharge Permits for treatment of contaminated ground or surface waters.
- e. Automobile graveyards, junkyards and salvage yards, as defined in MGL Chapter 140B Section 1 - Control of Certain Junkyards.
 - f. Individual sewage disposal systems that are designed in accordance with 310 CMR 15.00 to receive more than 440 gallons of sewage per 20,000 square feet under one ownership per day, except the replacement or repair of an existing system that will not result in an increase in design capacity above the original design.
 - g. Stockpiling and disposal of snow or ice removed from highways and streets outside of WRPD Z3 that contains sodium chloride, chemically treated abrasives or other chemicals used for snow and ice removal.
 - h. All lots in WRPD Z3 not connected to the Town's sewer system having an area less than 20,000 square feet.
 - i. Notwithstanding the provisions of (f) and (h) above any development that is the subject of an Open Space and Resource Preservation Development District Special Permit issued pursuant to Section 8.2 of this Zoning Bylaw, may use the "aggregate lot size" to meet the conditions of (f) and (h) above for each lot. The term "aggregate lot size" shall be defined as the total square footage of the Open Space and Resource Preservation Development divided by the number of building lots allowed by the Planning Board.

3. WRPD Z3 – Special Permit Uses –The following uses and activities are prohibited and may only be allowed upon the issuance of a Special Permit by the SPGA if the use or activity is in conformance with the specific requirements stated below and under such other conditions as the SPGA may require:

- a. Enlargement or alteration of existing uses and structures that do not conform to the Water Resource Protection District are prohibited, but may be allowed by Special Permit provided the enlargement or alteration does not increase the existing non-conformity or create a new non-conformity with the exception of single and two-family uses and structures. Enlargement of existing structure shall not be permitted by Special Permit if a variance from Title V of the State of Sanitary Code is necessary.
- b. Storage of sludge and septage, as defined by 310 CMR 32.05-Land Application of Sludge and Sewage is prohibited, but may be allowed by Special Permit, when such storage is in compliance with 310 CMR 32.30 and 310 CMR 32.31.
- c. Storage of deicing chemicals is prohibited, but may be allowed by Special Permit when such storage, including loading areas, is within a structure designed to prevent the generation and escape of contaminated runoff or leachate.
- d. Storage of commercial fertilizers, as defined in MGL Chapter 128 Section 64 - Agriculture is prohibited, but may be allowed by Special Permit, when such storage is within a structure designated to prevent the generation and escape of contaminated or leachate.
- e. Automobile service and repair shops include those accessory to new and used car dealerships are prohibited, but may be allowed by Special Permit.
- f. Petroleum, fuel oil and heating oil bulk stations and terminals such as gas stations, including but not limited to those listed under Standard Industrial Codes 5171 and 5983 are prohibited, but may be allowed by Special Permit.
- g. Storage of liquid hazardous materials, as defined in MGL Chapter 21E or storage of liquid petroleum products, except that specified in Section 8.2.8.3.f above is prohibited, but may be allowed by Special Permit, only when such storage is above ground level and on an impervious surface; and,

- i. In a free standing container or above ground tank(s) within a building;
- ii. Outdoors in covered container(s) or above ground tank(s) in an area that has a containment system designed and operated to hold either 10% of the total possible storage capacity of all containers or 110% of the largest container's storage capacity, whichever is greater; or,
- iii. Within a vehicle which is used to transport and store bulk amounts of liquid hazardous material or liquid petroleum products within a building or if outdoors, in an area that has a containment system designed and operated to hold either 10% of the total possible storage capacity of the truck(s) or 110% of the largest truck's storage capacity, whichever is greater.

This provision shall not apply to storage of petroleum products within a freestanding container or storage tank on an impervious surface within buildings it will heat.

h. Treatment or disposal works subject to 314 CMR 5.00 Ground Water Discharge Permits for wastewater other than sanitary sewage are prohibited, including, but not limited to, treatment or disposal works related to activities under Standard Industrial Classification (SIC) Codes set forth in 314 CMR 15.004(6) (Title 5) but may be allowed by Special Permit for the following uses only:

- i. The replacement or repair of an existing system(s) that will not result in a design capacity greater than the design capacity of the existing system(s);
- ii. Treatment works approved by the Massachusetts Department of Environmental Protection designed for the treatment of contaminated groundwater or surface water and

operated in compliance with 314 CMR 5.05(3) or 5.05(13); or,

iii. Publicly owned treatment works.

i. Any building, structure, excavation or other land disturbing activities within twenty-five (25) feet of a “fresh water wetland” as defined by MGL Chapter 131 Section 40 – Massachusetts Wetlands Protection Act or a “wetland” as defined by 33 CFR 328.3 and 40 CFR 230.3 the regulations under Section 404 of the Federal Clean Water Act, as of the effective date of this Bylaw are prohibited, but may be allowed by Special Permit if said buildings, structures, excavation or other land disturbing activities are necessary for:

- i. Limited projects as defined by 310 CMR 10.53(3);
- ii. Creation of wetland replacement or flood storage mitigation;
- iii. Installation of drainage outfalls or outlet swales where no alternative is feasible due to elevation or hydraulic connection but not including primary drainage structures such as detention/retention basins, berms, water quality swales, etc; or,
- iv. Maintenance and construction of trails, creation of public parks or resource improvement projects such as the cleaning of streams.

The SPGA shall consider the report and recommendations of the Board of Health, Planning Board and Conservation Commission. Such Special Permit may be conditioned upon safeguards and requirements to protect water resources, health, safety and welfare and shall be in compliance with the provisions of Section 8.2.11 below. The SPGA shall determine to its satisfaction that any land disturbing activity or activities shall be in compliance with this provision and to that end may reasonably require any of the following:

- a. Determination of Applicability by the Conservation Commission;
- b. A plan certified by a Registered Land Surveyor which shows the location of all wetlands as set forth above and the area which is within twenty-five (25) feet of the wetland.

j. Any use that will render any lot more than 40% impervious is prohibited. Alterations resulting in more than 25% but less than 40% impervious area may be allowed by Special Permit provided that post-development runoff rates from a lot shall not exceed pre-development runoff rates for storms up to and including the one hundred (100) year storm. Except for single or two family residential uses, all parking areas shall be impervious and equipped with oil, grease and sediment traps to facilitate removal of contamination and these devices shall precede any infiltration structure or drainage outfalls. Stormwater from parking areas, if recharged, shall be via infiltration basins or similar above ground vegetated systems and dry wells/leaching structures shall be used only where other methods are infeasible. The owner shall permanently maintain any and all recharge areas in full working order. Not less than 35% of any lot area shall be maintained as a Natural Vegetation Area. This provision does not apply to lots within the Business District.

8.2.9 WRPD Z4 Use Regulations.

1. WRPD Z4 – Permitted Uses: Except as specified in 8.2.9.2 Prohibited Uses and 8.2.9.3 Special Permitted Uses below, those principal and accessory uses authorized in the underlying district are permitted in WRPD Z4.

2. WRPD Z4 – Prohibited Uses: The following are prohibited in WRPD Z4:

- a. Facilities that treat, store or dispose of hazardous waste subject to MGL Chapter 21C and 310 CMR 30.000 - Hazardous Waste Regulations as amended but do not generate said hazardous waste are prohibited, except for:

- i. Very small quantity generators as defined under 310 CMR 30.000 Hazardous Waste Regulations;

- ii. Household hazardous waste centers and events under 310 CMR 30.390 Hazardous Waste Regulations;
 - iii. Waste oil retention facilities required by MGL Chapter 21 Section 52A - Hazardous Waste; or,
 - iv. Water remediation treatment works approved by DEP for treatment of contaminated ground or surface water.
- b. Landfills and open dumps as defined in 310 CMR 19.006- Solid Waste Management are prohibited except as provided in Section 8.2.9.3.c below.

3. WRPD Z4 – Special Permit uses – The following uses and activities are prohibited and may only be allowed upon the issuance of a Special Permit by the SPGA if the use or activity is in conformance with the specific requirements stated below and under such conditions as the SPGA may require:

- a. Landfilling of sludge or septage as defined in 310 CMR 32.05 - Land Application of Sludge and Sewage is prohibited but may be allowed by Special Permit when such storage is in compliance with 310 CMR 32.30 and 310 CMR 32.31- Land Application of Sludge and Sewage.
- b. Storage of sludge and septage is prohibited but may be allowed by Special Permit, when such storage is in compliance with 310 CMR 32.30 and 310 CMR 32.31- Land Application of Sludge and Sewage.
- c. Municipal Sanitary Landfill is prohibited but may be allowed by Special Permit.
- d. Any building, structure, excavation or other land disturbing activities within twenty-five (25) feet of a fresh water wetland” as defined by MGL Chapter 131 Section 40 – Massachusetts Wetlands Protection Act or a “wetland” as defined by 33 CFR 328.3 and 40 CFR 230.3, the regulations promulgated under Section 404 of the Federal Clean Water Act as of the effective date of this Bylaw are prohibited, but may be allowed by

Special Permit if said buildings, structures, excavation or other land disturbing activities are necessary for:

- i. Limited projects as defined by 310 CMR 10.53(3);
- ii. Creation of wetland replacement or flood storage mitigation;
- iii. Installation of drainage outfalls or outlet swales where no alternative is feasible due to elevation and hydraulic connection but not including primary drainage structures such as detention/retention basins, berms, water quality swales, etc; or,
- iv. Maintenance and construction of trails, creation of public parks or resource improvement projects such as the cleaning of streams.

The SPGA shall consider the report and recommendations of the Board of Health, Planning Board and Conservation Commission. Such Special Permit may be conditional upon safeguards and requirements to protect water resources, health, safety and welfare and shall be in compliance with the provisions of Section 8.2.11 below. The SPGA shall determine to its satisfaction that any land disturbing activity or activities shall be in compliance with this provision and may reasonably require any of the following:

- a. Determination of Applicability by the Conservation Commission; and,
- b. A plan certified by a Registered Land Surveyor which shows the location of all wetlands as set forth above and the area which is within twenty-five (25) feet of the wetland.
- e. Facilities that generate and also treat, store or dispose of hazardous waste subject to MGL Chapter 21C and 310 CMR 30.000 - Hazardous Waste Regulations as amended are prohibited, but may be allowed by Special Permit.

- f. Automobile service and repair shops including those accessory to new and used car dealerships are prohibited, but may be allowed by Special Permit.
- g. Automobile graveyards, junkyards and salvage yards, as defined in MGL Chapter 140B, Section 1 - Control of Certain Junkyards are prohibited, but may be allowed by Special Permit.
- h. Storage of liquid hazardous materials, as defined in MGL Chapter 21E or storage of liquid petroleum products, except that specified in Section 8.2.9.3.j below is prohibited, but may be allowed by Special Permit, only when such storage is above ground level and on an impervious surface and:
 - i. In a free standing container or above ground tank(s) within a building;
 - ii. Outdoors in covered containers or above ground tanks within a building or has a containment system designed and operated to hold either 10% of the total possible storage capacity of all possible storage capacity of all containers or 110% of the largest container's storage capacity, whichever is greater; or,
 - iii. Within a vehicle which is used to transport and store bulk amounts of liquid hazardous material or liquid petroleum products within a building or if outdoors, in an area that has a containment system designed and operated to hold either 10% of the total possible storage capacity of the truck(s) or 110% of the largest truck's storage capacity, whichever is greater.

This provision shall not apply to the storage of petroleum products within a freestanding container or storage tank on an impervious surface within buildings it will heat.

- i. Non-sanitary treatment works which discharge to the ground and that are subject to 314 CMR 5.00 – Ground Water Discharge Permits are prohibited, but may be allowed by Special Permit.
- j. Petroleum, fuel oil and heating oil bulk stations and terminals such as gas station, including but not limited to those listed under Standard Industrial Codes 5171 and 5983 are prohibited, but may be allowed by Special Permit.

8.2.10 Administration and Procedures.

1. The SPGA shall adopt rules and regulations relative to the issuance of special permits.
2. Upon receipt of the application, including plans, related information and calculations, the SPGA shall transmit one copy of all submitted materials to the Planning Board, Health Department, Building Department, Conservation Commission and Department of Public Works for their written recommendations. Boards, Commissions and Departments shall have thirty (30) days to comment to the SPGA.
3. Where applicable the following information shall be submitted with every application for Special Permit:
 - a. Site plan prepared specifically for a WRPD Special Permit stamped by both a Registered Land Surveyor and Professional Engineer including but not limited to: existing and proposed topography, the extent of impervious areas, extent and area of natural vegetated areas, existing and proposed drainage facilities, layout and design of sewage disposal facilities.
 - b. Pre and post development drainage characteristics for surface run off and groundwater recharge, including calculations for all drainage designs;
 - c. Location of and distance to the public supply wells affected by the subject site;
 - d. Soil characteristics underlying the site and within the area between the site and the public supply wells;

- e. Provisions and conditions designed to prevent and correct conditions detrimental to public and private water supply, health, safety and welfare;
- f. A stormwater management plan as outlined by DEP Stormwater Management Standards and any additional requirements of the Town of Middleborough;
- g. A plan with calculations for any spill containment structures required herein;
- h. Evidence adequate to demonstrate that the project in no way, during construction or thereafter, will adversely affect the existing or potential quality or quantity of water that is available in the Water Resource Protection Districts or otherwise impact the water resources of the Town;
- i. Evidence that the project has been designed to avoid substantial disturbance of the soils, topography, drainage, vegetation, and other water-related natural characteristics of the site;
- j. Methods to prevent against loss of recharge including but not limited to preservation of ground cover, infiltration of runoff, alternative drainage designs, minimization of lawn areas, and preservation and creation of natural vegetation areas; and,
- k. The SPGA may require additional information including but not limited to calculations, on-site testing, groundwater monitoring, groundwater modeling etc. necessary evaluate impacts from the proposed project.

The SPGA shall not grant a Special Permit under this section unless the application materials include, in the SPGA opinion, sufficiently detailed, definite and credible information to show compliance with the requirements, purpose and intent of this Bylaw and information to support positive findings in relation to the standards set forth in this section.

8.2.11 Decision. After notice and public hearings and after due consideration of the reports and recommendations from the town boards/departments, the SPGA may grant a Special Permit provided that the proposed use meets the standards

specified in this Bylaw and any regulations or guidelines adopted by the SPGA and provided that the SPGA finds that the proposed use:

1. Is in harmony with the purpose and intent of the WRPD Bylaw and will promote the purposes of the Water Resource Protection Districts;
2. Is appropriate to the natural topography, soils and other characteristics of the site to be developed;
3. Will not, during construction or thereafter, have an adverse environmental impact on the aquifer, recharge areas or water resources of the Town; and,
4. Will not adversely affect existing or potential water supply.

The SPGA shall document the basis for any departures from the recommendations of the town boards or agencies in its decision.

8.2.12 Limit of Authority. This Section does not limit the existing authority of the Conservation Commission pursuant to MGL Chapter 131 Section 40.

8.2.13 Exemption. Middleborough's Business District shall be exempt from the provisions of Section 8.2.7.3.j.

8.3 DEVELOPMENT OPPORTUNITIES DISTRICT (DOD)

8.3.1 Purpose. The purpose of the Development Opportunities (DO) District is to authorize the innovative use of certain portions of a defined overlay district for activities appropriate to large land areas by the issuance of a special permit with safeguards and conditions to prevent detrimental effects and impact upon neighboring properties and upon the Town of Middleborough as a whole. The intent of the DO District is to provide opportunities for economic development expansion in a planned multi-use district.

8.3.2 Overlay District. The Development Opportunities District is an overlay district superimposed over underlying districts as shown on the Zoning Map of the Town of Middleborough. The provisions of the underlying district remain in full force and effect; provided, however, exercise of rights set forth in the underlying district after the issuance of a DOD special permit shall conform to Section 8.3.6.3, below.

8.3.3 Special Permit Required. The Planning Board shall be the Special Permit Granting Authority (SPGA).

8.3.4 Uses. The following uses shall be permitted by special permit in the DO District:

1. Manufacturing and industrial uses including processing, fabrication and assembly;
2. High technology activities;
3. Warehouses, wholesale distribution centers;
4. Municipal and public service facilities;
5. Transportation terminal;
6. Hotel or motel;
7. Office building;
8. Medical center;
9. Trade of professional school;
10. Country club;
11. Two or more of the aforesaid uses.

8.3.5 Uses Accessory to Special Permit Uses. Uses deemed by the SPGA to be accessory to uses allowed by special permit may be authorized as conditions to special permit. Accessory uses may include retail sales facilities, which are directly related but subordinate to one of the above listed uses, allowed by special permit. The accessory uses must be subordinate in use and importance to the primary use. Any retail sales facility may only sell the same product line that is either stored or produced in regard to the primary use, except that wholesale food distributor may also sell alcoholic beverages in a retail sales facility provided that the sales of such alcoholic beverages do not generate revenues in excess of fifteen (15%) percent of the total gross revenues generated by the entire retail sales facility and provided further that the area where the alcoholic beverages are displayed in the retail sales facility does not exceed ten percent (10%) of the total floor area of the retail sales facilities.

8.3.6 General Regulations.

1. The Planning Board may grant a special permit for any uses(s) allowed by special permit in the DO District.

2. No special permit shall be granted unless the total land area including streets which is the subject of a proposed special permit consists of ten or more acres.

3. Any of the following matters shall require authorization to revise a special permit from the Planning Board. The procedure, standards and requirements to obtain revision of authorization shall be the same as that for issuance of a special permit:

- a. Any change in the exterior boundaries of the land or the size of the area which is the subject of a special permit;
- b. Any change in the boundary or boundaries of any lot within the land area which is the subject of a special permit;
- c. Relocation or grade alteration of a street;
- d. Construction of a building or structure or any addition to, alteration of or change in the exterior of any building or structure;
- e. Any change in use(s) allowed by the special permit or commencement of a use which is permitted as of right or by special permit in the underlying district.

4. Subsection 3, above, shall not be construed to require revision authorization in the event all or a part of the land which is the subject of a special permit is sold or conveyed unless such sale or conveyance creates a new lot boundary or boundaries within the area which is the subject of a special permit different from a boundary or boundaries existing prior to such sale or conveyance.

8.3.7 Procedures. The SPGA for this District shall be subject to the provisions of Section 9.4 applicable to the granting of special permits, including without limitation the requirement to make the affirmative findings of Section 9.4.2. The SPGA shall also make the following affirmative findings:

- 1. That water and sewerage facilities will be adequate to service the activities without a detrimental effect upon municipal services in any other area of the town.
- 2. That the activities are consistent with the comprehensive plans of the Planning Board for the general development of the Town of Middleborough as a whole as well as for the DO District.

3. That the activities are compatible with or separated by sufficient space or topographical features from adjacent areas.
4. That resources of open space, surface and groundwater are protected and preserved.
5. That public health and safety are secured.

8.3.8 Construction. Streets and utilities to be constructed pursuant to a special permit shall be designed and installed in accordance with the Rules and Regulations Governing the Subdivision of Land of the Planning Board in effect at the time of the filing of an application for a special permit or revision authorization as the case may be.

8.3.9 Rules and Regulations. The SPGA shall adopt rules and regulations relative to the procedures to be followed, and the criteria and performance standards for the evaluation of special permit applications and may provide for informal pre-application hearings for the consideration of preliminary plans. All special permits shall be exercised in conformity with such rules and regulations. Within fourteen (14) days of the receipt of an application, the SPGA shall refer applications and information, date and testing results to the Board of Selectmen, the Board of Health, the Town Manager, the Water and Sewer Commissioners, the Chiefs of Police and Fire Departments, the Conservation Commission, the Industrial Development Commission and to other Municipal Boards and Officials as the SPGA shall deem appropriate. Such regulations may include, but need not be limited to the following provisions:

1. *Site Plans:* The applicant for a special permit shall submit a site plan prepared by a registered Professional Engineer in the quantities and scale required, oriented to true north and showing boundaries of the district, of the lots in question, names of abutting owners, natural and manmade features, including any wetlands and the boundaries of a wetlands district and the location of existing and proposed structures and means of access, roadways, parking areas, buffer strips, landscaped areas and such other requirements as the SPGA shall adopt in its rules and regulations.

2. *Potential Hazardous Uses:* The SPGA may adopt criteria in its regulations to be used to evaluate dangerous or objectionable elements at the point of origin or at any point beyond for fire and explosion hazard, radioactivity, electrical disturbance, smoke, fly ash, fumes, other sources of air pollution and liquid and solid wastes; and, to evaluate noise and vibration at the lot lines and at specified points, both for daytime and nighttime use.

3. *Traffic Impact Study:* To assist the SPGA in the evaluation of the effect of a proposed activity requiring a special permit, the SPGA may require the applicant for a special permit to furnish information relative to proposed access routes and the relation to existing public ways; an analysis of existing traffic conditions using data relative to road widths and capacities, traffic volumes and conditions at critical intersections. Traffic counts will include average daily volumes and the peak hour AM and PM volumes. Projected future traffic information shall include volume and distribution estimates, critical hour turning patterns at the intersection of access ways with public ways and pertinent information on traffic volume and distribution related to major land development and within two miles of the proposed site. The SPGA may require the applicant to provide a traffic impact analysis of the operating levels of roadways and intersections both before and after the proposed development and including the associated cost to the town necessary to meet the impact of development related traffic; and, also an analysis of the impact of heavy trucking upon roadways and bridges on proposed access routes, together with recommendations for improvements to cope with anticipated traffic impact.

4. *Phased Development:* The SPGA may require that development under a special permit may be authorized in phases, that certain uses shall be commenced within twelve months after the grant of the special permit and that other uses shall be commenced only when a specified proportion of the initial phases have been substantially completed.

5. *Dimensional Provisions:* The SPGA may adopt regulations relative to densities of land use, the bulk and height of structures, yard sizes, lot areas, setbacks, open spaces, parking, use of signs and other dimensional criteria.

6. The SPGA may require an applicant to pay reasonable fees to meet the cost of hearings, notices, publication and other costs of administration.

8.3.10 Waiver. The SPGA may waive strict compliance with its regulations when in the judgment of the SPGA such action is in the public interest and consistent with the intent and purposes of the Zoning Bylaws.

SECTION 9.0 ADMINISTRATION AND PROCEDURES

9.1 ENFORCEMENT

9.1.1 Building Inspector. This Bylaw shall be enforced by the Building Inspector or if there should be a void in said office, by the Board of Selectmen.

9.1.2 Permit Required. Before any dwelling, building or structure is erected, placed or converted on any lot in any district, the applicant shall file a petition for a permit with the Building Inspector stating his address and the address of the lot and with a plot plan drawn substantially to scale which shall show:

1. The lot dimensions;
2. Adjacent ways;
3. The location of dwellings, buildings or structures already on the lot;
4. The exact size and location of the dwelling, building or structure proposed to be erected, placed or converted on the premises; and,
5. A statement of the intended use of the premises, buildings and structures existing and proposed.

9.1.3 Fee. A fee has been established for the issuance of any permit, to defray cost of processing.

9.1.4 Investigation. If the Building Inspector shall be informed or have reason to believe, that any provision of these Bylaws or any permit or decision hereunder has been, is being or is about to be violated, he shall make or cause to be made an investigation of the facts, including the inspection of the premises where the violations may exist. The Building Inspector shall take action upon written complaint and shall report such action or refusal to act and the reasons therefore, in writing to the complainant within fourteen (14) days of receipt thereof. If the Building Inspector finds no violation or prospective violation, any person aggrieved by his decision or any officer or board of the town, may appeal to the Board of Appeals, as provided by statute.

9.1.5 Permit Issuance. If such proposed dwelling, building or structure and use thereof, including the premises, conform to the provisions of the Bylaw, the Building Inspector shall take final action on all petitions for permits within thirty (30) days of their filing.

9.1.6 Penalty. Any person who violates any provision of this Bylaw or any of the conditions under which a permit is issued or any decision rendered by the Board of Appeals shall be subject to a fine of not more than \$150.00 (one

hundred fifty dollars) for each offense, which shall be recovered as provided by law and shall enure to the Town. Each day that any such violation continues shall constitute and be a separate offense.

9.2 ZONING BOARD OF APPEALS

9.2.1 Establishment. There is hereby established a Zoning Board of Appeals of five members and three associate members to be appointed by the Selectmen, as provided in MGL Chapter 40A, as amended, which shall act on all matters within its jurisdiction under this Bylaw in the manner prescribed in MGL Chapter 40A, as amended.

9.2.2 Powers. The Zoning Board of Appeals shall have the following powers:

1. *Appeals.* To hear and decide an appeal taken by any person aggrieved by reason of his inability to obtain a permit or enforcement action from the Building Inspector or by an Officer or Board of the Town under the provisions of MGL Chapter 40A, as amended or by any person aggrieved by any order of the Building Inspector or by any Officer or Board of the Town in violation of any provision of MGL Chapter 40A, as amended, or of this Bylaw. Any appeal under this Bylaw shall be taken by filing a written Notice of Appeal with the Town Clerk of Middleborough.

- a. An applicant for a permit which is refused shall file within thirty (30) days after receipt of written notice from the Inspector of Buildings, notifying him in writing of the refusal to grant this permit by mailing such notice certified mail, postage prepaid to the applicant at the address shown on his petition or by delivery.
- b. All other persons shall file within thirty (30) days after the entry of any decision or order at the Town Clerk's office by which they claim to be aggrieved.
- c. The Town Clerk shall forthwith transmit copies thereof to the Selectmen or their appointed inspector from whose action the appeal is taken and to the members of the Board of Appeals. The Selectmen or their appointed inspectors shall forthwith transmit to the Board of Appeals all documents and papers constituting the record of the case in which the appeal was taken. The notice of appeal as filed with the Town Clerk shall specify the grounds thereof.

In exercising the power granted by Section 9.2.2, the Zoning Board of Appeals may, in conformity with the provisions of this By-law and of MGL

Chapter 40A, make orders or decisions, reverse or affirm in whole or in part or modify any order or decision and to that end shall have all of the powers of the officers from whom the appeal is taken and may issue or direct the issuance of a permit.

2. *Special Permits.* To grant a special permit as provided by this Bylaw as set forth in Section 9.4.

3. *Variances.* To authorize upon appeal or upon petition, with respect to a particular parcel of land or to an existing building thereon, a variance from the terms of this Bylaw; including the authorization of a use or activity not otherwise permitted in the district in which the land or structure is located in accordance with MGL Chapter 40A Section 10, as may be amended and where the Zoning Board of Appeals specifically finds the followings:

- a. That owing to circumstances relating to the soil conditions, shape or topography of such land or structures and especially affecting such land or structures but not affecting generally the zoning district in which it is located, a literal enforcement of the provisions of the ordinance or Bylaw would involve substantial hardship, financial or otherwise, to the petitioner or appellant.
- b. That desirable relief may be granted without substantial detriment to the public good and without nullifying or substantially derogating from the intent or purpose of such ordinance of Bylaws.

When granting a variance, the Zoning Board of Appeals may impose conditions, safeguards and limitations both of time and of use, including the continued existence of any particular structures, but excluding any condition, safeguard of limitation based upon the continued ownership of the land or structures to which the variance pertains by the applicant, petitioner or any owner.

If the rights authorized by a variance are not exercised within one year of the date of the granting of such variance, such rights shall lapse; provided, however, that the permit granting authority in its discretion and upon written application by the grantee of such rights may extend the time for exercise of such rights for a period not to exceed six months; and provided, further, that the application for such extension is filed with such permit granting authority prior to the expiration of such one year period.

9.2.3 Rules and Regulations. The Zoning Board of Appeals shall adopt rules and regulations not inconsistent with the provisions of these Bylaws for conduct of its business and otherwise carrying out the purposes of said MGL Chapter 40A and shall file a copy of such rules in the office of the Town Clerk.

9.2.4 Fees. The Zoning Board of Appeals may adopt reasonable administrative fees and technical review fees for petitions for variances, administrative appeals and applications for comprehensive permits.

9.2.5 Submittal to Other Boards. The Zoning Board of Appeals shall submit applications for special permits to the Board of Health, Planning Board, Conservation Commission, Historic Commission, Building Inspector, Department of Public Works and such boards or agencies shall make recommendations as they deem appropriate. Copies of such recommendations shall be sent to the Zoning Board of Appeals and to the applicant, provided, however, that failure of any such board or agency to make recommendations within twenty-one (21) days of receipt by such board or agency of the petition shall be deemed lack of opposition thereto.

9.3 PLANNING BOARD

9.3.1 Establishment. A Planning Board is elected under the provisions of MGL Chapter 41 Section 81A to consist of five (5) members.

9.3.2 Powers. The Planning Board shall have the following powers:

1. *Special Permits.* To hear and decide applications for special permits upon which the Board is empowered to act under these Bylaws, in accordance with Section 9.4.

9.3.3 Rules and Regulations. The Planning Board shall adopt rules and regulations not inconsistent with the provisions of the Zoning Bylaw for conduct of its business and otherwise carrying out the purposes of said Chapter 40A and shall file a copy of such rules in the office of the Town Clerk.

9.3.4 Fees. The Planning Board may adopt reasonable administrative fees and technical review fees for petitions for variances, administrative appeals and applications for comprehensive permits.

9.3.5 Associate Member. There shall be one associate member of the Planning Board.

The associate member shall sit on the Planning Board for purposes of acting on a special permit or site plan approval application when designated to do so by the Chairman of the Planning Board in the event a member of the Planning Board is unable to sit and act on the application for special permit or site plan approval

application because of absence, inability to act, conflict of interest or because there is a vacancy in the membership.

9.3.6 Term of Associate Member. The Planning Board shall appoint the associate member. The term of appointment shall be two (2) years from the date of appointment. The Planning Board shall fill any vacancy in the position of associate member for the balance of the term of the associate member when the position becomes vacant.

9.4 SPECIAL PERMITS

9.4.1 Special Permit Granting Authority. Where specifically designated, the Zoning Board of Appeals, Planning Board or Board of Selectmen shall act as the Special Permit Granting Authority.

9.4.2 Criteria. Special permits shall be granted by the Special Permit Granting Authority, unless otherwise specified herein, only upon its written determination that the adverse effects of the proposed use will not outweigh its beneficial impacts to the town or the neighborhood, in view of the particular characteristics of the site and of the proposal in relation to that site. In addition to any specific factors that may be set forth in this Bylaw, the determination shall include consideration of each of the following:

1. The proposed site is appropriate for the use or structure;
2. Adequate and appropriate facilities will be provided to insure the proper operation of the use, structure or condition;
3. Traffic flow and safety, including parking and loading are adequate and there will be no nuisance or serious hazard to vehicles or pedestrians;
4. Adequate water, sewer and other utilities as well as other public and private services are available or will be provided;
5. The use involved will not be detrimental to the established or future character of the neighborhood and Town and subject to appropriate conditions or safeguards if deemed necessary;
6. Economic and community needs of the Town are served by the proposal;
7. Impacts on the natural environment have been minimized; and,
8. Fiscal impacts, including impact on town services, tax base and employment have been considered.

9.4.3 Procedures. An application for a special permit shall be filed in accordance with the rules and regulations of the Special Permit Granting Authority and MGL Chapter 40A Section 9.

9.4.4 Conditions. Special permits may be granted with such reasonable conditions, safeguards or limitations on time or use, including performance guarantees, as the Special Permit Granting Authority may deem necessary to serve the purposes of this Bylaw.

9.4.5 Plans. An applicant for a special permit shall submit a plan in substantial conformance with the requirements of the applicable section of this Bylaw and the rules and regulations established by the SPGA pursuant to this Bylaw.

9.4.6 Regulations. The Special Permit Granting Authority may adopt rules and regulations for the administration of this section.

9.4.7 Fees. The Special Permit Granting Authority may adopt reasonable administrative fees and technical review fees for applications for special permits.

9.4.8 Withdrawal without Prejudice. Any petition for a variance or application for a special permit which has been transmitted to the permit or special permit granting authority may be withdrawn, without prejudice by the petitioner prior to the publication of the notice of a public hearing thereon, but thereafter be withdrawn without prejudice only with the approval of the permit or special permit granting authority.

9.4.9 Lapse. Special permits shall lapse if a substantial use thereof or construction there under has not begun, except for good cause, within twenty-four (24) months following the filing of the special permit approval (plus such time required to pursue or await the determination of an appeal referred to in MGL Chapter 40A Section 17, from the grant thereof) with the Town Clerk.

9.5 [RESERVED]

9.6 REPETITIVE PETITIONS.

9.6.1 General. No appeal, application or petition which has been unfavorably and finally acted upon by the Planning Board or the Board of Appeals shall be acted favorably upon within two years after the date of final unfavorable action unless the Planning Board or the Board of Appeals finds, by a unanimous vote of the Board of Appeals and a vote of four members of the Planning Board, specific and material changes in the conditions upon which the previous unfavorable action was based and describes such changes in the record of its proceedings,

after notice is given to parties in interest of the time and place of the proceedings when the question of such consent will be considered.

9.6.2 Timing. The Planning Board shall act first when the original unfavorable action occurred at the Board of Appeals. The Board of Appeals shall act first when the original unfavorable action occurred at the Planning Board.

In this Bylaw, the following terms and constructions shall apply unless a contrary meaning is required by the context or is specifically prescribed in the text of the Bylaw. Words used in the present tense include the future. The singular includes the plural and the plural includes the singular. The word "shall" is mandatory and "may" is permissive or discretionary. The word "and" includes "or" unless the contrary is evident from the text. The word "includes" or "including" shall not limit a term to specified examples, but is intended to extend its meaning to all other instances, circumstances or items of like character or kind. The word "lot" includes "plot"; the word "used" or "occupied" shall be considered as though followed by the words "or intended, arranged or designed to be used or occupied". The words "building," "structure," "lot," or "parcel," shall be construed as being followed by the words "or any portion thereof." The word "person" includes a firm, association, organization, partnership, company or corporation, as well as an individual. Terms and words not defined herein but defined in the Commonwealth of Massachusetts State Building Code shall have the meaning given therein unless a contrary intention is clearly evident in this Bylaw.

10.1 SPECIFIC DEFINITIONS. Definitions applicable to individual sections of this Bylaw:

10.1.1 Flood Plain (Overlay) District Definitions. For the purposes of Section 8.1, the following terms are defined below:

Area of special flood hazard: The land in the floodplain within a community subject to a one percent (1%) or greater chance of flooding in any given year. The area may be designated as Zone A, AO, AH, AI-30, AE, A99, VI-30, VE, or V.

Base flood: The flood having a one percent chance of being equaled or exceeded in any given year.

Coastal high hazard area: An area of special flood hazard extending from offshore to the inland limit of a primary frontal dune along an open coast and any other area subject to high velocity wave action from storms or seismic sources. The area is designated on a FIRM as Zone VE.

Development: Any man-made change to improved or unimproved real estate, including but not limited to building or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations.

District: Section 8.1, the Flood Plain District.

Federal Emergency Management Agency (FEMA): the agency administering the National Flood Insurance Program. FEMA provides a Nation wide flood hazard area mapping study program for communities as well as regulatory standards for development in the flood hazard areas.

Flood Insurance Rate Map (FIRM): An official map of a community on which FEMA has delineated both the areas of special flood hazard and the risk premium zones applicable to the community.

Flood insurance study: An examination, evaluation and determination of flood hazards and if appropriate, corresponding water surface elevations or an examination, evaluation and determination of flood-related erosion hazards.

Floodway: The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation.

Lowest floor: The lowest floor of the lowest enclosed area (including basement or cellar). An unfinished or flood resistant enclosure, usable solely for parking of vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor, provided that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of NFIP Regulations 60.3.

Manufactured home (mobile home): A structure, transportable in one or more sections, which is built on a permanent chassis and is designated for use with or without a permanent foundation when connected to the required utilities. For floodplain management purposes the term "manufactured home" also includes park trailers, travel trailers and other similar vehicles placed on a site for greater than one hundred eighty (180) consecutive days. For insurance purposes, the term "manufactured home" does not include park trailers, travel trailers and other similar vehicles.

Manufactured (mobile) home park or subdivision: A parcel (or contiguous parcels) of land divided into two (2) or more manufactured home lots for rent or sale.

New construction: For floodplain management purposes, structures for which the "start of construction" commenced on or after the effective date of a floodplain management regulation adopted by a community. For the purpose of determining insurance rates, new construction means structures for which the "start of construction" commenced on or after the effective date of an initial FIRM or after December 31, 1974, whichever is later.

One-hundred-year flood: See Base flood.

Regulatory Floodway: See Floodway.

Special flood hazard area: An area having special flood and/or flood-related erosion hazards and shown on an FIRM as Zone A, AO, AI-30, AE, A99, AH, V, VI-30, VE.

Structure: For floodplain management purposes, a walled and roofed building, including a gas or liquid storage tank, that is principally above ground, as well as a manufactured home. Structure, for insurance coverage purposes, means a walled and roofed building other than a gas

or liquid storage tank that is principally above ground and affixed to a permanent site, as well as a manufactured home on foundation. For the latter purpose, the term includes a building while in the course of construction, alteration or repair, but does not include building materials or supplies intended for use in such construction, alteration, or repair, unless such materials or supplies are within an enclosed building on the premises.

Substantial damage: Damage of any origin sustained by a structure whereby the cost of restoring the structure to its before-damaged condition would equal or exceed fifty (50) percent of the market value of the structure before the damage occurred.

Substantial improvement: Any repair, reconstruction or improvement of a structure, the cost of which equals or exceeds fifty (50) percent of the market value of the structure either (a) before the improvement or repair is started, or (b) if the structure has been damaged and is being restored, before the damage occurred. For the purposes of this definition, "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure.

Zone A: The one hundred (100) year floodplain area where the base flood elevation (BFE) has not been determined. To determine the BFE, use the best available Federal, State, Local or other data.

Zone AE (for new and revised maps): The one hundred (100) year floodplain where the base flood elevation has been determined.

Zone AH and Zone AO: The one hundred (100) year floodplain with flood depths of one (1) to three (3) feet, where a clearly defined channel does not exist, where the path of flooding is unpredictable and where the velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

Zone A99: Areas to be protected from the one hundred (100) year flood by federal flood protection system under construction. Base flood elevations have not been determined.

Zone X: Areas identified in the community flood insurance study as areas of moderate or minimal flood hazard. Zone X replaces Zones B and C on new and revised maps.

10.1.2 Water Resource Protection District Definitions. For the purposes of Section 8.2, the following terms are defined below:

Aggregate Lot Size: The total square footage of the Open Space and Resource Preservation Development divided by the number of building lots allowed by the Planning Board.

Aquifer: Geologic formation composed of rock, sand or gravel that contains significant amounts of potentially recoverable water.

Groundwater: All the water found beneath the surface to the ground. In this Bylaw the term refers to the slowly moving subsurface water present in aquifers and recharge areas.

Impervious Surface: Material or structure on, above or below the ground that does not allow precipitation or surface water to penetrate directly into the soil.

Natural Vegetation Area: Area of lot kept in it's unaltered, natural, existing vegetated condition including trees, woods, brush etc.; land having a well established cover of native plants (grasses, ground covers, trees, mulch etc...) Land altered or paved as a result of a pervious use, may be restored to a natural vegetation area. The purpose of said area is to provide and encourage natural drainage patterns, groundwater recharge and natural separation to groundwater tables through uneven topography, leaf litter, dense vegetation and slow rates of runoff. Natural Vegetation does not include planted lawns or other ornamental vegetation, nor does it include removal of naturally occurring trees, shrubs or grasses for installation of utilities, site grading etc., and replacement with planted species.

Recharge Areas: Areas that collect precipitation or surface water and carry it to aquifers. Recharge areas may include areas designated as WRPD Z1, WRPD Z2 or WRPD Z3.

Solid Wastes: Useless, unwanted or discarded solid material with insufficient liquid content to be free flowing. This includes but is not limited to rubbish, garbage, scrap materials, junk, refuse, inert fill material and landscape refuse.

Toxic or Hazardous Material: Any substance or mixture of physical, chemical or infectious characteristics posing a significant actual or potential hazard to water supplies or other hazards to human health if such substance or mixture were discharged to land or water in the Town of Middleborough. Toxic or hazardous materials include, without limitation, synthetic organic chemicals, petroleum products, heavy metals, radioactive or infectious wastes, acids and alkalis and all substances defined as Toxic or hazardous under MGL Chapter 21C and 21E and 310 CMR 30.00 and also include such products as solvents and thinners in quantities greater than normal household use.

Water Resource Protection District: The Zoning Districts defined to overlay other zoning districts in the Town of Middleborough. The Water Resource Protection Districts may include specifically designated recharge areas.

WRPD Z1: The four hundred (400') foot protective radius around a public water system well or well field which must be owned by the water supplier or controlled through a conservation restriction. WRPD Z1 is Zone I as defined in 310 CMR 22.0.

WRPD Z2: The area of an aquifer which contributes water to a public well under the most severe pumping and recharge conditions that can be realistically anticipated [one hundred eighty (180) days of pumping at safe yield with no recharge from precipitation as defined in 310 CMR 22.00] WRPD Z2 is Zone II as defined in 310 CMR 22.00. For the purposes of this Bylaw, WRPD Z2 also includes Interim Wellhead Protection Areas as defined by 310 CMR 22.00, where a definitive Zone II has not been approved by DEP. Unless otherwise specified by 310 CMR 22.00, an Interim Wellhead Protection Area is defined as one half (1/2) mile radius from the well or well field.

WRPD Z3: The land area beyond the area of WRPD Z2 from which surface water and/or groundwater drain into WRPD Z2. WRPD Z3 is Zone III as defined in 310 CMR 22.00.

WRPD Z4: The remaining land within the Town outside of WRPD Z1, Z2 and Z3.

10.2 GENERAL BYLAW DEFINITIONS.

Accessory building or structure: A subordinate building or structure located on the same lot as the main or principal building or principal use, the use of which is customarily incidental to that of the principal building or use of the land.

Accessory use: A use customarily incidental to that of the main or principal building or use of the land.

Adult day care facility: A social day care or adult day health facility as those terms are defined by the Commonwealth's Department of Elder Affairs.

Adult Mobile Home Parks: Premises especially located and designed for the parking or placing of Mobile Homes under single or common ownership and including recreation areas and other structures or facilities which may be provided for the residents of the Park only and their guests.

Adult Uses: The following constitute Adult Uses for the purposes of Section 6.7

Adult Book Store: An establishment having thirty percent (30%) or more of its stock in trade books, magazines, photographs, videos, computer discs, laser discs and other matter which are distinguished or characterized by their emphasis depicting, describing or relating to sexual conduct or sexual excitement as defined in MGL Chapter 272 Section 31.

Adult Motion Picture Theatre: an enclosed building used for creating or presenting materials or transmission distinguished by an emphasis on matter depicting, describing or relating to sexual conduct or sexual excitement as defined in MGL Chapter 272 Section 31 .

Adult Video Store: An establishment having thirty percent (30%) or more of its stock in trade, videos, movies, computer software, computer discs, laser discs or other film material which are distinguished or characterized by their emphasis or characterized by their emphasis depicting, describing or relating to sexual conduct or sexual excitement as defined in MGL Chapter 272 Section 31.

Nude Dancing Establishment: An establishment that features male or female nudity as defined in MGL Chapter 272 Section 31.

Age Restriction: As applied in an Adult Mobile Home Park shall be limited to persons fifty-five (55) years of age or older. Occupancy in a Mobile Home may also include not more than two (2) persons who are less than fifty-five (55) years of age, provided that such persons are either the spouse of an occupant of the Mobile Home who is at least fifty-five (55) years of age or a person who is providing medically prescribed nursing care to an occupant of the Mobile Home who is at least fifty-five (55) years of age.

Agricultural Use: Use of land for the primary purpose of agriculture, horticulture, floriculture or viticulture including the use, construction, expansion or reconstruction of existing structures thereon. Horticulture shall include the sale and keeping of nursery stock, which shall be considered to be produced by the owner or lessee of the land if it is nourished, maintained and managed while on the premises.

Alterations: As applied to a building or structure, a change or rearrangement in the structural parts or in the exit facilities or an enlargement whether by extending on a side or by increasing in height or the moving from one (1) location or position to another.

Animal clinic or veterinary hospital: A place where animals or pets are given medical or surgical treatment and the boarding of animals is limited to short term care incidental to the clinic or hospital use.

Assisted Living Residence: A facility licensed pursuant to MGL Chapter 19D.

Aviation field: A facility at which common carriers or private aircraft, including helicopters, may be landed and take flight, stored or hangared, maintained or repaired and accessory uses thereto.

Building: A structure enclosed within exterior walls or firewalls, built, erected and framed of a combination of any materials, whether portable or fixed, having a roof, to form a structure for the shelter of persons, animals or property. For the purposes of this definition, "roof" shall include an awning or any similar covering, whether or not permanent in nature.

Building height: As per the State Building Code. In the GU District, this term shall mean the distance between the average grade of the ground at the front of the building and the roof of the building; excluding roof structures (such as heating, ventilating and air conditioning equipment) normally located on or built above the roof and not devoted to human occupancy.

Building, principal: A building in which is conducted the main or principal use of the lot on which said building is situated.

Business or professional office: A building or part thereof, for the transaction of business or the provision of services exclusive of the receipt, sale, storage or processing of merchandise.

Campground: An area or tract of land on which accommodations for temporary occupancy are located or may be placed, including cabins, tents and major recreational equipment, which is primarily used for recreational purposes and retains on open air or natural character.

Child Care Center: A day care center or school age child care program, as those terms are defined in MGL Chapter 15D Section 1A.

Club or lodge, private: Buildings, structures and premises used by a nonprofit social or civic organization or by an organization catering exclusively to members and their guests for social, civic, recreational or athletic purposes which are not conducted primarily for gain and provided there are no vending stands, merchandising or commercial activities except as may be required generally for the membership and purposes of such organization.

Commercial recreation, outdoor: Drive-in theatre, golf course/driving range, sports club, practice field, boathouse, game preserve, marina, camping, bathing beach or other commercial recreation activity carried on in whole or in part outdoors for a fee, except those activities more specifically designated in this Bylaw.

Commercial recreation, indoor: A structure for recreational, social or amusement purposes carried out for a fee, which may include as an accessory use the consumption of food and drink, including all connected rooms or space with a common means of egress and entrance and shall include enclosed sports facilities, concert halls, dance halls, skating rinks, bowling alleys, archery range, dance studios or other commercial recreational centers.

Contractor's yard: Premises used by a building contractor or subcontractor for storage of equipment and supplies, fabrication of subassemblies or parking of tracked or wheeled equipment.

Dwelling: A building designed and occupied as the living quarters of one (1) or more families.

Dwelling, multifamily: A multifamily dwelling shall be one designed for and occupied by two (2) or more families.

Dwelling, single family: Single family dwellings shall be designed for and occupied by not more than one (1) family.

Dwelling unit: Habitable room or group of habitable rooms, containing cooking facilities, sanitary facilities, providing facilities for living, sleeping and eating for one family.

Earth: All forms of soil including, but not limited to, loam, sand, gravel, clay, peat, hardpan and rock.

Earth removal: Carrying earth away from a lot.

Earth removal on premises owned by the Town: Earth removal on premises owned by this municipality, provided that the earth removal is in conjunction with preparation or development of the premises for a municipal end use, including, without limitation, recreational or athletic fields or school buildings and facilities.

Educational use, nonexempt: Educational facilities not exempted from regulation by MGL Chapter 40A Section 3.

Erect: To build, construct, reconstruct, move upon, or conduct any physical development of the premises required for a building; to excavate, fill, drain and the like preparation for building shall also be considered to erect.

Essential services: Services provided by a public service corporation or by governmental agencies through erection, construction, alteration or maintenance of gas, electrical, steam or water transmission or distribution systems and collection, communication, supply or disposal systems whether underground or overhead, but not including wireless communications facilities. Facilities necessary for the provision of essential services include poles, wires, drains, sewers, pipes, conduits, cables, fire alarm boxes, police call boxes, traffic signals, hydrants and other similar equipment in connection therewith.

Family: One or more persons related by blood, marriage or adoption and sharing cooking, storage, bathroom, living and sleeping facilities in a dwelling as a single housekeeping unit. In addition, a family may include any of the following:

- a. Domestic partners.
- b. Foster children.
- c. Domestic employees.
- d. Not more than two boarders.
- e. Not more than four additional persons not related to the others by blood, marriage or adoption.

Family accessory apartment: A dwelling unit which is included within a single family dwelling structure, including a single family dwelling with attached garage; but said apartment is separate from and not located within the principal dwelling unit contained within the single family dwelling.

Family day care home, small: Any private residence operating a facility as defined in MGL Chapter 15D Section 1A which services ten (10) or fewer children.

Family day care home, large: Any private residence operating a facility as defined in MGL Chapter 15D Section 1A which services more than ten (10) children.

Flea market, indoor: A building in which stalls or sales areas are set aside and rented or otherwise provided and which are intended for use by various unrelated individuals to sell articles that are either homemade, homegrown, handcrafted, old, obsolete or antique and may include selling goods at retail by businesses or individuals who are generally engaged in retail trade. Flea markets are conventional, permanent profit seeking businesses that require all local permits and licenses.

Floor area (gross): The sum of the areas of the several floors of a building, measured from the exterior faces of the outside walls. It does not include cellars, unenclosed porches or attics not used for human occupancy or any floor space in accessory buildings or in the main building intended and designed for the parking of motor vehicles in order to meet the parking requirements of Section 5.3 or any such floor space intended and designed for accessory heating and ventilating equipment.

Floor area ratio (FAR): A mathematical expression determined by dividing total floor area of a building by the area of the lot on which it is located. For example, a one (1) acre lot with an FAR of 0.75 could contain thirty two thousand six hundred seventy (32,670) square feet of gross floor area ($43,560 \times 0.75 = 32,670$).

Footprint: The entire area of ground covered by and in contact with a building or structure, exclusive of pavement, eaves and overhangs; the perimeter of the structure in contact with the ground. Attached porches are included within the footprint.

Front building wall: The wall containing the primary entrance to the building. For buildings with multiple storefronts or business spaces equipped with separate individual entrances, the primary front of each store shall be considered the front building wall.

Funeral home: Facility for the conducting of funerals and related activities such as embalming.

General Service establishment: An establishment providing services such as small motor or appliance repair, upholstery, furniture repair and the like.

Health Club: A facility at which patrons may use exercise equipment and engage in various activities, including tennis, swimming and other sports, with all accessory components.

Impervious area: Land covered by buildings, roads, driveways, sidewalks, parking areas, loading areas, service yards or other improvements which do not allow precipitation or surface water to penetrate directly into the soil.

Junk: Any article or material or collection thereof which is worn out, cast off or discarded and which is ready for destruction or has been collected or stored for salvage or conversion. Any article or material which, unaltered or unchanged and without further reconditioning, cannot be used for its original purpose as readily as when new shall be considered junk.

Junkyard or automobile graveyard: The use of any area or any lot, whether inside or outside of a building, for the storage, keeping, or abandonment of junk, scrap or discarded materials or the dismantling, demolition or abandonment of automobiles, other vehicles, machinery or parts thereof.

Kennel, commercial: A commercial establishment in which a pack or collection of more than ten (10) dogs, three (3) months old or older, are housed, groomed, bred, boarded, trained or sold.

Kennel, hobby - An establishment in which a pack or collection of six (6) to ten (10) dogs, three (3) months old or older, are housed, groomed, bred, boarded, trained or sold.

Kennel, household – A pack or collection of four (4) to five (5) dogs, three (3) months old or older, maintained as household pets on a lot, not maintained for breeding purposes.

Kennel, private - A pack or collection of four (4) to five (5) dogs, three (3) months old or older, maintained as household pets on a lot, maintained for breeding purposes.

Light manufacturing: Fabrication, assembly, processing, finishing work or packaging.

Lot: An area of land held in one ownership, with definite boundaries, used or available for use, as the site of one or more buildings under this Zoning Bylaw.

Lot area: The horizontal area of the lot exclusive of any area in a street or recorded way open to public use.

Lot, corner: A lot with two (2) adjacent sides abutting upon streets or other public spaces.

Lot, depth of: The mean distance from the street line of the lot to its opposite rear line measured in the general direction of the side lines of the lot.

Lot frontage: The frontage of a lot on a public or private street.

Lot line: A line dividing one lot from another or from a street or any public place.

Lot width: The minimum width of a lot at any point between the street line and the required minimum street setback line for erection of a dwelling, building or structure on the lot.

Manufacturing: A use engaged in the basic processing and manufacturing of materials, or the manufacture from previously prepared materials, of finished products or parts, including processing, fabrication, assembly, treatment, packaging, incidental storage, sales and distribution of such products, but excluding the following: acid manufacture; cement, bituminous concrete or asphalt manufacture; lime, gypsum or plaster of paris manufacture; production of chlorine or similar noxious gases; distillation of bones; drop-forge industries manufacturing forging with power hammers; manufacture or storage of explosives in bulk quantities; fertilizer manufacture; garbage, offal, or dead animal reduction or dumping; glue manufacture; hair manufacture; petroleum refining; processing of sauerkraut, vinegar or yeast; rendering or refining of fats or oils; smelting of tin, copper, zinc or iron ore, including blast furnace or blooming mill; stockyard or feeding pen; slaughter of animals, not including the killing of fowl.

MGL: Massachusetts General Laws

Medical office, center or clinic: A building designed and used for the diagnosis and treatment of human patients that does not include overnight care facilities.

Mobile camping unit: Any vehicle or object on wheels which is so designed and constructed or reconstructed or added to by means of accessories as to permit the vehicle to travel over the highways and as to permit the use thereof for camping purposes. The words mobile camping unit shall include travel trailers, self powered camping units, expandable camping units and similar camping devices.

Mobile home (manufactured housing): A dwelling unit built on a chassis and containing complete electrical, plumbing and sanitary facilities and designed to be installed on a temporary or permanent foundation for permanent living quarters.

Motel or hotel: A building or buildings intended and designed for transient, overnight or extended occupancy, divided into separate units within the same building with or without a public dining facility. If such hotel or motel has independent cooking facilities, such unit shall not be occupied by any guest for more than four (4) continuous months, nor may the guest reoccupy any unit within thirty (30) days of a continuous four (4) month stay, nor may the guest stay more than six (6) months in any calendar year. No occupant of such hotel or motel may claim residency at such location.

Motor vehicle body repair: An establishment, garage or work area enclosed within a building where repairs are made or caused to be made to motor vehicle bodies, including fenders, bumpers and similar components of motor vehicle bodies, but does not include the storage of vehicles for the cannibalization of parts.

Motor vehicle general repairs: Premises for the servicing and repair of autos, but not to include fuel sales.

Motor vehicle light service: Premises for the supplying of fuel, oil, lubrication, washing, or minor repair services, but not to include body work, painting or major repairs. Said premises may include retail or fast food sales.

Municipal facilities: Facilities owned or operated by the Town.

Nursing or convalescent home: Any building with sleeping rooms where persons are housed or lodged and furnished with meals and nursing care for hire.

Open space: Land not covered by buildings, roads, driveways, sidewalks, parking areas, loading areas, service yards or other improvements. Open space shall include, without limitation, (a) the buffer zones provided herein, (b) any wetlands, marches, meadows, swamps, creeks, streams and ponds as defined in Mass. General Laws, Chapter 131, Section 40 (provided that the applicant is not hereby prevented from doing any work in such areas as is permitted by the Middleborough Conservation Commission pursuant to said act) and (c) any other protected natural areas.

Operations involving radioactive materials: The collection, treatment, storage, burial, refining, processing, incineration, reclamation, stabilization, decomposition or disposal of nuclear or radioactive waste of any kind or description including without limitation waste classified as low-level radio-active waste. The use prohibition set forth in the Table of Uses shall not apply to Middleborough hospitals, dispensaries, clinics, offices of physicians and dentists or other Middleborough facilities where nuclear or radioactive waste is generated or produced as a result of medical or dental treatment.

Parcel: A tract of land that is not a buildable lot.

Parking aisle: The corridor located within a parking area by which vehicles enter and leave parking stalls. Dimensional requirements are set forth in Section 5.3.

Parking area: An area for the parking of vehicles open to the public, with or without a fee.

Parking bay: The parking rows located on each side of the parking aisle. Dimensional requirements are set forth in Section 5.3.

Parking garage: A structure which is accessory to a commercial or industrial establishment and is primarily for the parking and storage of vehicles operated by the customers, visitors and employees of such an establishment.

Parking row: Any row of parking stalls within a parking area.

Parking stall or space: An area dedicated to the parking of a single vehicle within a parking area. Dimensional requirements are set forth in Section 5.3.

Personal service establishment: A facility providing personal services such as hair salon, barber shop, tanning beds, dry cleaning, print shop, photography studio and the like.

Restaurant: A building or portion thereof, containing tables and/or booths for at least two-thirds (2/3) of its legal capacity, which is designed, intended and used for the indoor sales and consumption of food prepared on the premises, except that food may be consumed outdoors in landscaped terraces, designed for dining purposes, which are adjuncts to the main indoor restaurant facility. The term "restaurant" shall not include "fast food restaurant."

Restaurant, Fast Food: An establishment whose primary business is the sale of food for consumption on or off the premises which is: primarily intended for immediate consumption rather than for use as an ingredient or component of meals; available upon a short waiting time; and packaged or presented in such manner that it can be readily eaten outside the premises where it is sold. Drive-in Food Service Establishment is a fast food restaurant which provides convenient vehicular access and may provide service to customers while in their vehicles.

Retail: A facility selling goods to the public in an enclosed building but not specifically listed in the Table of Use Regulations.

Roadside stand: A building or structure used only for the display and sale of farm products raised on the land of the owner or lessee; however, the majority of products for sale, based on gross sales dollars or volume shall have been produced by the owner or lessee of the land on which the building or structure is located. Land divided by a public or private way or watercourse shall be considered one parcel.

Roof Sign: A sign erected upon or above a roof or parapet of a building.

Shape factor: Required lot shape as defined in Sections 4.2.3 and 4.7.3.

Sign: Any device designed to inform or attract the attention of persons not on the premises on which the device is located. Any building surfaces other than windows which are internally illuminated or decorated with gaseous tube or other lights are considered "signs."

Sign area: The area of the smallest horizontally or vertically oriented rectangle which could enclose all the display area of the sign, together with any backing

different in color or material from the finish material of the building face, without deduction for open space or other irregularities. Structural members not bearing advertising matters shall not be included unless internally or decoratively lighted. Only one side of flat, back-to-back signs need be included in calculating sign area.

Solid waste disposal facility: Refuse transfer station, composting plant, solid waste recycling operation and any other works or use approved by the Massachusetts Department of Public Health and the Board of Health of the Town for processing, handling, treating, and disposing of solid or liquid waste materials, including garbage, rubbish, junk, discarded bulk items and sludge but not raw sewage and similar waste items.

Street: (1) A public way (other than a non access highway) or a way which the Town Clerk certifies is maintained and used as a public way; or, (2) A way shown on a plan approved and endorsed in accordance with the Subdivision Control Law (MGL Chapter 41 Section 81K et seq); or, (3) A way in existence when the Subdivision Control Law became effective in Middleborough, having, in the opinion of the Planning Board, sufficient width, suitable grades and adequate construction to provide for the needs of vehicular traffic in relation to the proposed use of the land abutting thereon or served thereby and for the installation of the municipal services to serve such land and the buildings erected or to be erected thereon.

Street line: The dividing line between a street and a lot.

Street Side Wall: The side of a building which faces a second street upon which the lot also has frontage.

Structure: A combination of materials assembled at a fixed location to give support or shelter, including but not limited to a building, framework, retaining wall, tent, reviewing stand, platform, bin, fence, sign, flagpole, recreational tramway, mast for radio antenna or the like. Fences, signs and flagpoles shall be exempt from setback requirements for structures, but subject to other requirements set forth herein.

Temporary structure: A structure without any foundation or footings to be removed within a twelve-month time period. Said structure shall conform to the requirements of the Table of Dimensional Requirements and shall receive a permit from the Building Inspector.

Trade shop: Use of premises or dwelling, building or structure thereon in connection with his trade by one resident carpenter, electrician, painter, plumber or other artisan, provided that no manufacturing or business requiring substantially continuous employment be carried on; provided such use is not

noxious or offensive by reason of noise, color, odor, smoke or static and does not create a public hazard and provided further that no merchandise or materials worked upon, required for use or made for sale, are visible to the passing public.

Transport terminal: Terminal facilities for handling freight with or without maintenance facilities.

Vehicle: Automobile, trailer, truck, boat or other motorized means of transportation.

Warehouse: A building used primarily for the storage of goods and materials, for distribution, but not for sale on the premises.

Yard: A space open to the sky, located between a building or structure and a lot line, unoccupied except by fences, walls, poles, paving and other customary yard accessories.

Yard, Front: The area of a lot lying between the right of way sideline of a public or private road on which the lot has frontage and the nearest building on the lot. In the case of corner lots or lots otherwise having on more than one road, all fronting yards shall be considered front yards.

Yard, Rear: The area of a lot between the rear most building on the lot and the rear lot line. The rear yard shall extend across the full width of the lot.

Yard, Side: The area on a lot between the side lot line and the building or buildings on the lot, extending between the front yard and rear yard.

ARTICLE 19: Voted unanimously to **postpone** this article indefinitely.

ARTICLE 20: Voted unanimously to **postpone** this article indefinitely.

Prior to moving Article 21, the following statement was read by Michael Labonte, Chairman of the Planning Board:

The Planning Board, at their regularly scheduled meeting held on September 11, 2012, voted to recommend favorable action on the layout and acceptance of Silo Lane by the Town of Middleborough contingent on receiving confirmation of recording of the mortgagees' subordination to the Lot 5 Hydrant Easement at the Plymouth County Registry of Deeds.

The Zoning Board of Appeals, pursuant to Massachusetts General Laws Chapter 40B, found that the construction of the subdivision road and the installation of the municipal services to be complete at their public hearing on August 14, 2008 and voted to issue a Certificate of Completion for "Tispaquin Farms".

*The Planning Board is in receipt of the following plan entitled:
“Acceptance/Layout Plan ‘Tispaquin Farms’ a Chapter 40B Development in Middleboro, Massachusetts” dated September 3, 2008, revised September 11, 2012 prepared by John W. Delano and Associates, Inc. 27 Jefferson Street, Taunton, MA 02780 consisting of three (3) sheets.*

ARTICLE 21: Voted unanimously to accept Silo Lane as a Town way as laid out by the Board of Selectmen and to authorize the Selectmen to acquire by eminent domain or by gift the fee in the way as shown on the road layout plan, on file with the Town Clerk entitled “Acceptance/Layout Plan, Silo Lane, ‘Tispaquin Farms’ a Chapter 40B Development in Middleborough, MA, (Plymouth County) Prepared For T..F. Development, Inc.” which plan is dated September 3, 2008, and amended on September 11, 2012 and also the related easements as shown on the subdivision plan on file with the Town Clerk entitled “Tispaquin Farms Comprehensive Permit Plan of Land in Middleborough (Plymouth County) prepared for MBC Development, Inc.”, which plan is dated October 8, 2003 and is recorded at the Plymouth County Registry of Deeds in Plan Book 48, Page 334..

Board of Selectmen Recommended Favorable Action

Prior to moving Article 22, the following statement was read by Michael Labonte, Chairman of the Planning Board:

The Planning Board, at their regularly scheduled meeting held September 11, 2012, voted to recommend favorable action on the layout and acceptance of Londonderry Lane by the Town of Middleborough contingent on the Town receiving a recordable layout plan and the following work as identified in a November 2, 2011 memorandum being completed prior to Town Meeting:

Drainage Basin:

- *Sediment to be cleaned from the rip-rap at the headwall*
- *Replace the grass areas in the Plympton Street swale with rip-rap to stabilize: between the paved scupper and the rip-rap and between the bottom of the rip-rap and the bottom of the basin.*
- *Loam and hydro-seed the grass slope at the corner of the basin west of the headwall where the rut has formed.*
- *Remove trees from within the drainage basin area (including debris and stumps).*
- *Remove debris from within the drainage basin (including mowing of grass).*
- *Unlock and re-align the chain link fence gate and repair the fence mesh.*
- *Repair the top rail on the west side of the chain link fence where bent and repair the fence mesh where it has pulled away from the rail.*

Utilities:

- *Straighten utility pedestals.*
- *Paint three rusting hydrants per Middleborough Fire Department and DPW standards.*

The Planning Board, at their public hearing on August 7, 2001, found that the construction of the subdivision road and the installation of the municipal utilities, as approved June 9, 1987, to be complete, and have been built to the standards of the Town of Middleborough Subdivision Rules and Regulations. The Board, therefore, voted to issue a Certificate of Completion for "Salem Heights".

The Planning Board is in receipt of the following plan entitled: "As Built Layout Plan of Londonderry Lane within 'Salem Heights' a subdivision in Middleboro, Massachusetts" dated June 11, 2001, prepared by RIM, Ralph I. Maloon Co., Inc., 150 North Main Street, Mansfield, MA 02040, consisting of one (1) paper sheet.

ARTICLE 22: Voted unanimously to accept Londonderry Lane as a Town way as laid out by the Board of Selectmen and to authorize the Selectmen to acquire by eminent domain, or by gift, the fee in the way and related easements as shown on the road layout plan, on file with the Town Clerk entitled "As Built/Layout Plan of Londonderry Lane within Salem Heights a Subdivision in Middleboro, MA" dated June 11, 2001, drawn by R.I.M. Engineering Co., Inc. and any related easements.

Board of Selectmen Recommended Favorable Action

ARTICLE 23: Voted unanimously to authorize the Board of Selectmen to make an exchange of land by conveyance of a parcel of Town land off Meadowbrooke Lane in Middleborough shown as Lot 1684 on Assessors Map 32 to Stephen and Maureen Bonfiglioli or other party in exchange for conveyance to the Town of a parcel of land on the easterly side of Thompson Street believed to be owned by Stephen and Maureen Bonfiglioli shown as Lot 5834 on Assessors Map 24 on such terms and conditions as the Board determines.

Board of Selectmen Recommended Favorable Action

ARTICLE 24: Voted by a majority vote to **postpone** this article indefinitely.

Before closing the meeting, the Moderator thanked Paul Branagan, Principal of the Middleborough High School for continuing on with the Student Council and the Student Council members who continuously help us out at Town Meeting, it is very much appreciated.

Voted unanimously to dissolve the meeting at 8:20 PM.

A true copy, attest:

ALLISON J. FERREIRA
Town Clerk

**COMMONWEALTH OF MASSACHUSETTS
PRESIDENTIAL PRIMARY
MARCH 6, 2012**

The Presidential Primary was called to order at 7:00AM in Precinct 1 by Warden Linda Eatherton, Precinct 2 by Warden Elizabeth Wainwright, Precinct 3 by Warden Deborah Ginn, Precinct 4 by Warden Charlene Eaton, Precinct 5 by Deputy Warden Karen Nice, and Precinct 6 by Warden Joan Ayube.

The following Election Officers were sworn in:

Precinct 1: Linda Eatherton, Robert Eatherton, Gaynel Bradford, Meredythe Salvucci, Loretta Batchelder, Sharon Connolly; and Todd Bazarewsky and Richard Harvey as the Police Officers.

Precinct 2: Elizabeth Wainwright, Donna Stewart, Janet Walker, Florence Cadillic, Ursula Hill, Anne Renaux, Arlene Dickens, Donald Dickens, Betty Johnson, Lillian Craig; and Thomas Turnbull and Daniel Newton as the Police Officers.

Precinct 3: Deborah Ginn, Louise Wright, Anna Blanchard, Judith Clark, Susan Bell, Mary Ieronimo; and Joseph Perkins and Benjamin Mackiewicz as the Police Officers.

Precinct 4: Charlene Eaton, Marie Carty, Sharon Connolly, Ruth Whitman, Joan Green, Francine Perry; and Thomas Turnbull and Daniel Newton as the Police Officers.

Precinct 5: Karen Nice, Linda Gordon, Cheryl Reimels, Judy Donahue, Margaret Washburn, Susan Beaulieu, Martin Foley, Kathleen Foye; and Thomas Turnbull and Steven Schofield as the Police Officers.

Precinct 6: Joan Ayube, Shelley Murphy, Isabelle Minkle, Susan Keane, Susan Kelly, Eileen Gates, Lois Hawks, Georgia Iverson; and John Bettencourt and Peter Vanasse as the Police Officers

The polls opened at 7:00 AM and closed at 8:00 PM.

The following were the results of the election:

REPUBLICAN PRESIDENTIAL PREFERENCE	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
RON PAUL	30	21	36	15	29	20	151
MITT ROMNEY	346	146	188	119	202	154	1155
RICK PERRY	2	1	1	1	0	0	5
RICK SANTORUM	66	34	62	40	44	33	279
JON HUNTSMAN	1	0	1	2	0	0	4
MICHELE BACHMANN	2	0	0	0	0	0	2
NEWT GINGRICH	30	13	37	15	18	17	130
<i>NO PREFERENCE</i>	1	2	1	0	0	2	6
WRITE-INS/ALL OTHERS	0	0	1	0	0	0	1
BLANKS	7	1	1	3	3	0	15
TOTAL	485	218	328	195	296	226	1748
DEMOCRAT PRESIDENTIAL PREFERENCE	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
BARACK OBAMA	102	38	45	35	39	33	292
<i>NO PREFERENCE</i>	17	5	11	7	8	7	55
BLANKS	9	1	4	7	7	1	29
WRITE-INS/MITT ROMNEY	2	1	0	0	0	0	3
WRITE-INS/RON PAUL	0	0	0	0	1	0	1
WRITE-INS/ALL OTHERS	0	0	2	1	0	1	4
TOTAL	130	45	62	50	55	42	384
GREEN RAINBOW PRESIDENTIAL PREFERENCE	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
KENT MESPLAY	0	0	0	0	0	0	0
JILL STEIN	0	0	0	0	0	0	0
HARLEY MIKKELSON	0	0	0	0	0	0	0
<i>NO PREFERENCE</i>	0	0	0	0	0	0	0
BLANKS	0	0	0	0	0	0	0
WRITE-INS/ALL OTHERS	0	1	0	1	0	0	2
TOTAL	0	1	0	1	0	0	2

REPUBLICAN STATE COMMITTEE MAN	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
WILLIAM L. NICKERSON	288	125	192	109	170	150	1034
BLANKS	197	92	136	83	125	76	709
WRITE-IN/JOHN W. FLEMING	0	0	0	1	0	0	1
WRITE-INS/ALL OTHERS	0	1	0	2	1	0	4
TOTAL	485	218	328	195	296	226	1748
REPUBLICAN STATE COMMITTEE WOMAN	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
BLANKS	454	204	323	181	288	224	1674
WRITE-IN/KIMBERLY M. PALMER	25	13	1	11	6	1	57
WRITE-IN/JEANINE I. KNOWLTON	1	0	0	0	0	0	1
WRITE-IN/STEFANIE CHIAPPETTA	2	0	0	0	0	0	2
WRITE-IN/NANCY J. THOMAS	0	1	0	0	0	0	1
WRITE-IN/JOYCE GILLETTE	0	0	1	0	0	0	1
WRITE-INS/ALL OTHERS	3	0	3	3	2	1	12
TOTAL	485	218	328	195	296	226	1748
DEMOCRAT STATE COMMITTEE MAN	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
MARC R. PACHECO	114	40	53	40	50	37	334
BLANKS	16	5	8	10	5	5	49
WRITE-INS/ALL OTHERS	0	0	1	0	0	0	1
TOTAL	130	45	62	50	55	42	384
DEMOCRAT STATE COMMITTEE WOMAN	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
MARY WASYLYK	102	37	45	37	47	34	302
BLANKS	28	8	17	12	7	8	80
WRITE-INS/ALL OTHERS	0	0	0	1	1	0	2
TOTAL	130	45	62	50	55	42	384

GREEN RAINBOW STATE COMMITTEE MAN	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
BLANKS	0	1	0	1	0	0	2
WRITE-INS	0	0	0	0	0	0	0
TOTAL	0	1	0	1	0	0	2
GREEN RAINBOW STATE COMMITTEE WOMAN	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
BLANKS	0	1	0	1	0	0	2
WRITE-INS	0	0	0	0	0	0	0
TOTAL	0	1	0	1	0	0	2
REPUBLICAN TOWN COMMITTEE	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
STEPHEN JAMES MCKINNON	219	106	142	91	158	105	821
GEORGE WILLIAM DAVEY	174	89	113	76	119	85	656
JOHN M. KNOWLTON	171	90	118	81	121	88	669
BRIAN P. GIOVANOVI	184	95	133	89	146	110	757
JONATHAN D. CAPISTRON	169	88	121	76	114	89	657
JEAN M. ROBINSON	220	88	112	80	121	82	703
EDWARD J. BEAULIEU, JR.	263	87	119	82	125	97	773
VIRGINIA H. LANDIS	189	87	112	80	129	85	682
WARREN R. EMERSON	249	84	112	83	113	83	724
CHARLES F. TOBIN	169	83	114	74	119	82	641
WAYNE C. PERKINS	206	111	151	94	141	125	828
SARAH JIGERJIAN	187	93	121	91	128	94	714
PAUL LEWIS NICKERSON	177	82	114	77	121	84	655
JOYCE RYAN	184	87	114	77	120	83	665
BEN WILSON BURNS QUELLE	194	85	124	83	138	102	726
ROBERT K. BURKE	252	87	117	81	120	96	753
STEPHEN JOSEPH DeSIGNORE	171	86	114	82	113	85	651
JEANINE I. KNOWLTON	175	91	119	86	123	88	682
CHARLES F. KOWALKER	182	80	112	73	116	80	643
GARFIELD KEITH SYLVIA	169	87	120	75	128	97	676
WRITE-IN/STEFANIE CHIAPPETTA	2	0	0	0	0	0	2

REPUBLICAN TOWN COMMITTEE	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
WRITE-IN/DONALD J. JONAH	0	2	0	0	0	0	2
WRITE-IN/KATHLEEN ANN FORBES	0	1	0	0	0	0	1
WRITE-IN/BRUCE DUNCAN MCLEOD SMITH	0	1	0	0	0	0	1
WRITE-IN/FAITH FORBES SMITH	0	1	0	0	0	0	1
WRITE-IN/NANCY J. THOMAS	0	0	2	1	0	0	3
WRITE-IN/JEANNIE M. MARTIN	0	0	0	0	0	2	2
WRITE-IN/DARLENE ANASTAS	0	0	0	0	0	1	1
WRITE-IN/ROBERT A. LUCKRAFT	0	0	0	0	0	1	1
WRITE-IN/ALL OTHERS	2	2	1	3	0	5	13
BLANKS	13067	5662	9075	5175	7847	6060	46886
TOTAL	16975	7455	11480	6810	10360	7909	60989
DEMOCRAT TOWN COMMITTEE	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
THOMAS F. MCGUIRE	80	27	29	30	36	28	230
PAULINE A. MCGUIRE	84	27	29	29	33	27	229
GEORGE F. MOSLEY	80	27	29	28	31	28	223
BRIAN ANDREW FITZGERALD	81	26	28	28	31	30	224
GAIL E. TWOMEY	84	23	33	30	33	29	232
MARY E. DAWSON	95	25	30	28	30	28	236
THOMAS S. WHITE	82	27	30	28	32	29	228
ROGER P. BRUNELLE, JR.	85	31	33	33	33	27	242
DENISE M. GOODSPEED	79	24	29	27	31	29	219
CHARLES P. GOODSPEED	79	26	28	27	30	27	217
PERRY E. LITTLE, JR.	81	27	27	31	31	30	227
MARILYN G. NITENSON	80	24	29	30	29	27	219
DOMINICK JOHN DeANGELIS	89	24	26	27	28	27	221
ELEANOR B. OSBORNE	80	29	32	34	32	28	235
THALIA F. SOULE	82	27	32	31	32	28	232
ALBERT F. SOULE, JR.	81	29	32	34	34	28	238
DEBORAH T. HURLEY	80	27	31	27	29	29	223
DENNIS P. HURLEY	80	27	28	28	31	28	222

DEMOCRAT TOWN COMMITTEE	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
STEPHEN HOLMES	80	28	29	30	29	28	224
DENNIS M. CANNING	79	24	27	27	28	28	213
RICHARD A. ROTH	80	26	28	28	31	29	222
JUDITH L. ROTH	81	25	30	27	31	32	226
WILLIAM FARLEY	82	29	33	31	30	27	232
DILIA M. ANDRADE	80	25	31	31	30	27	224
STUART A. KIRSCH	79	26	27	27	33	28	220
ALBERT B. DUBE	85	29	29	30	37	31	241
WRITE-IN/ELEANOR C. DEANGELIS	4	3	1	3	4	2	17
WRITE-IN/RAYMOND J. CABANA	4	3	0	3	6	2	18
WRITE-IN/ROBERT J. DENISE	4	3	1	3	4	2	17
WRITE-IN/PAUL J. LAZAROVICH	4	3	1	3	4	2	17
WRITE-IN/ALL OTHERS	0	1	1	1	0	0	3
BLANKS	2410	873	1397	976	1092	725	7473
TOTAL	4554	1575	2170	1750	1925	1470	13444
GREEN RAINBOW STATE COMMITTEE WOMAN	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
BLANKS	0	10	0	10	0	0	20
WRITE-INS	0	0	0	0	0	0	0
TOTAL	0	10	0	10	0	0	20

The vote was announced at 11:05 p.m. and represented 13% of the total registered voters.

Signed,
ALLISON J. FERREIRA
Town Clerk

**COMMONWEALTH OF MASSACHUSETTS
STATE PRIMARY
SEPTEMBER 6, 2012**

The State Primary was called to order at 7:00AM in Precinct 1 by Warden Arthur Turcotte, Precinct 2 by Warden Elizabeth Wainwright, Precinct 3 by Warden Patricia McManus, Precinct 4 by Warden Beverley Moquin, Precinct 5 by Deputy Warden Kathleen Foye, and Precinct 6 by Warden Joan Ayube.

The following Election Officers were sworn in:

Precinct 1: Arthur Turcotte, Laurette Turcotte, Linda Eatherton, Gaynel Bradford, Meredythe Salvucci, Sarah Jigerjian, Loretta Batchelder, Robert Eatherton; and Corey Mills as the Police Officer.

Precinct 2: Elizabeth Wainwright, Donna Stewart, Janet Walker, Florence Cadillic, Ursula Hill, Anne Renaux, Arlene Dickens, Donald Dickens; and John Bettencourt and Peter Vanasse as the Police Officers.

Precinct 3: Patricia McManus, Karen Michaelis, Anna Blanchard, Judith Clark, Susan Bell, Mary Ieronimo, Brenda Krystofolski; and George Andrade and Joseph Perkins as the Police Officers.

Precinct 4: Beverley Moquin, Marie Carty, Sharon Connolly, Ruth Whitman, Joan Green, Sherri Tate, Francine Perry, Arlene Clark; and John Bettencourt and Peter Vanasse as the Police Officers.

Precinct 5: Karen Nice, Linda Gordon, Cheryl Reimels, Judy Donahue, Margaret Washburn, Susan Beaulieu, Martin Foley, Kathleen Foye; and Thomas Turnbull and Steven Schofield as the Police Officers.

Precinct 6: Joan Ayube, Shelley Murphy, Isabelle Minkle, Susan Keane, Susan Kelly, Eileen Gates, Lois Hawks, Georgia Iverson; and John Bettencourt and Peter Vanasse as the Police Officers

The polls opened at 7:00 AM and closed at 8:00 PM.

The following were the results of the election:

REPUBLICAN SENATOR IN CONGRESS	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
SCOTT P. BROWN	269	84	132	103	135	98	821
WRITE-INS/ALL OTHERS	2	0	0	1	0	1	4
BLANKS	7	1	0	1	2	6	17
TOTAL	278	85	132	105	137	105	842

DEMOCRAT SENATOR IN CONGRESS	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
ELIZABETH A. WARREN	268	157	101	146	138	110	920
WRITE-INS/ALL OTHERS	3	10	5	1	4	0	23
BLANKS	66	55	18	47	42	14	242
TOTAL	337	222	124	194	184	124	1185

GREEN RAINBOW SENATOR IN CONGRESS	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
WRITE-INS/ALL OTHERS	0	0	0	0	0	0	0
BLANKS	0	0	2	1	0	0	3
TOTAL	0	0	2	1	0	0	3

REPUBLICAN REPRESENTATIVE IN CONGRESS	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>NINTH DISTRICT</i>							
ADAM G. CHAPRALES	41	18	26	16	26	15	142
CHRISTOPHER SHELDON	193	58	92	75	90	71	579
WRITE-INS/ALL OTHERS	0	0	0	0	0	1	1
BLANKS	44	9	14	14	21	18	120
TOTAL	278	85	132	105	137	105	842

DEMOCRAT REPRESENTATIVE IN CONGRESS	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>NINTH DISTRICT</i>							
WILLIAM RICHARD KEATING	264	143	87	122	127	96	839
C. SAMUEL SUTTER	63	55	29	39	43	23	252
WRITE-INS/ALL OTHERS	0	2	0	0	0	0	2
BLANKS	10	22	8	33	14	5	92
TOTAL	337	222	124	194	184	124	1185

GREEN RAINBOW REPRESENTATIVE IN CONGRESS	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>NINTH DISTRICT</i>							
WRITE-INS/ALL OTHERS	0	0	0	0	0	0	0
BLANKS	0	0	2	1	0	0	3
TOTAL	0	0	2	1	0	0	3

REPUBLICAN COUNCILLOR	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>FIRST DISTRICT</i>							
CHARLES CIPOLLINI	206	67	102	78	105	76	634
WRITE-INS/ALL OTHERS	0	0	0	0	0	0	0
BLANKS	72	18	30	27	32	29	208
TOTAL	278	85	132	105	137	105	842

DEMOCRAT COUNCILLOR	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>FIRST DISTRICT</i>							
NICHOLAS D. BERNIER	130	71	45	45	58	32	381
OLIVER P. CIPOLLINI, JR.	67	55	37	40	50	33	282
WALTER D. MONIZ	60	38	24	41	38	35	236
WRITE-INS/ALL OTHERS	0	2	0	0	0	0	2
BLANKS	80	56	18	68	38	24	284
TOTAL	337	222	124	194	184	124	1185

GREEN RAINBOW COUNCILLOR	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>FIRST PLYMOUTH AND BRISTOL DISTRICT</i>							
WRITE-INS/ALL OTHERS	0	0	0	0	0	0	0
BLANKS	0	0	2	1	0	0	3
TOTAL	0	0	2	1	0	0	3

REPUBLICAN SENATOR IN GENERAL COURT	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>FIRST PLYMOUTH AND BRISTOL DISTRICT</i>							
WRITE-INS/ALL OTHERS	1	10	2	1	1	3	18
BLANKS	277	75	130	104	136	102	824
TOTAL	278	85	132	105	137	105	842

DEMOCRAT SENATOR IN GENERAL COURT	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>FIRST PLYMOUTH AND BRISTOL DISTRICT</i>							
MARC R. PACHECO	289	175	110	147	149	107	977
WRITE-INS/ALL OTHERS	1	3	1	1	2	1	9
BLANKS	47	44	13	46	33	16	199
TOTAL	337	222	124	194	184	124	1185

GREEN RAINBOW SENATOR IN GENERAL COURT	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>FIRST PLYMOUTH AND BRISTOL DISTRICT</i>							
WRITE-INS/ALL OTHERS	0	0	0	0	0	0	0
BLANKS	0	0	2	1	0	0	3
TOTAL	0	0	2	1	0	0	3

REPUBLICAN REPRESENTATIVE IN GENERAL COURT	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>12TH PLYMOUTH DISTRICT</i>							
DEBRA A. BETZ	212						212
WRITE-INS/ALL OTHERS	1						1
BLANKS	65						65
TOTAL	278						278

DEMOCRAT REPRESENTATIVE IN GENERAL COURT	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>12TH PLYMOUTH DISTRICT</i>							
THOMAS J. CALTER, III	297						297
WRITE-INS/ALL OTHERS	2						2
BLANKS	38						38
TOTAL	337						337

GREEN RAINBOW REPRESENTATIVE IN GENERAL COURT	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>12TH PLYMOUTH DISTRICT</i>							
WRITE-INS/ALL OTHERS	0						0
BLANKS	0						0
TOTAL	0						0

REPUBLICAN REPRESENTATIVE IN GENERAL COURT	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>TWELFTH BRISTOL DISTRICT</i>							
KEIKO M. ORRALL		79		96	129		304
WRITE-INS/ALL OTHERS		2		1	2		5
BLANKS		4		8	6		18
TOTAL		85		105	137		327

DEMOCRAT REPRESENTATIVE IN GENERAL COURT <i>TWELFTH BRISTOL DISTRICT</i>	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
ADAM M. BOND		141		77	86		304
ROGER P. BRUNELLE, JR.		76		110	91		277
WRITE-INS/ALL OTHERS		1		0	0		1
BLANKS		4		7	7		18
TOTAL		222		194	184		600

GREEN RAINBOW REPRESENTATIVE IN GENERAL COURT <i>TWELFTH BRISTOL DISTRICT</i>	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
WRITE-INS/ALL OTHERS		0		0	0		0
BLANKS		0		1	0		1
TOTAL		0		1	0		1

REPUBLICAN REPRESENTATIVE IN GENERAL COURT <i>SECOND PLYMOUTH DISTRICT</i>	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
SUSAN WILLIAMS GIFFORD			99			77	176
WRITE-INS/ALL OTHERS			0			0	0
BLANKS			33			28	61
TOTAL			132			105	237

DEMOCRAT REPRESENTATIVE IN GENERAL COURT <i>SECOND PLYMOUTH DISTRICT</i>	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
WRITE-INS/ALL OTHERS			5			1	6
BLANKS			118			123	241
TOTAL			123			124	247

GREEN RAINBOW REPRESENTATIVE IN GENERAL COURT <i>SECOND PLYMOUTH DISTRICT</i>	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
WRITE-INS/ALL OTHERS			0			0	0
BLANKS			2			0	2
TOTAL			2			0	2

REPUBLICAN CLERK OF COURTS	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>PLYMOUTH COUNTY</i>							
WRITE-INS/ALL OTHERS	1	6	1	0	1	0	9
BLANKS	277	79	131	105	136	105	833
TOTAL	278	85	132	105	137	105	842

DEMOCRAT CLERK OF COURTS	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>PLYMOUTH COUNTY</i>							
ROBERT S. CREEDON, JR.	277	157	96	131	140	98	899
WRITE-INS/ALL OTHERS	0	4	0	0	0	0	4
BLANKS	60	61	28	63	44	26	282
TOTAL	337	222	124	194	184	124	1185

GREEN RAINBOW CLERK OF COURTS	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>PLYMOUTH COUNTY</i>							
WRITE-INS/ALL OTHERS	0	0	0	0	0	0	0
BLANKS	0	0	2	1	0	0	3
TOTAL	0	0	2	1	0	0	3

REPUBLICAN REGISTRY OF DEEDS	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>PLYMOUTH DISTRICT</i>							
ANTHONY THOMAS O'BRIEN, SR.	212	68	102	81	107	75	645
WRITE-INS/ALL OTHERS	0	0	0	0	0	0	0
BLANKS	66	17	30	24	30	30	197
TOTAL	278	85	132	105	137	105	842

DEMOCRAT REGISTRY OF DEEDS	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>PLYMOUTH DISTRICT</i>							
JOHN R. BUCKLEY, JR.	277	161	95	138	147	102	920
WRITE-INS/ALL OTHERS	0	0	0	0	0	0	0
BLANKS	60	61	29	56	37	22	265
TOTAL	337	222	124	194	184	124	1185

GREEN RAINBOW REGISTRY OF DEEDS	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>PLYMOUTH DISTRICT</i>							
WRITE-INS/ALL OTHERS	0	0	0	0	0	0	0
BLANKS	0	0	2	1	0	0	3
TOTAL	0	0	2	1	0	0	3

REPUBLICAN COUNTY COMMISSIONER	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>PLYMOUTH COUNTY</i>							
DANIEL A. PALLOTTA WRITE-INS/ALL OTHERS	200	69	101	81	106	73	630
BLANKS	356	100	162	128	167	137	1050
TOTAL	556	170	264	209	274	210	1683

DEMOCRAT COUNTY COMMISSIONER	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>PLYMOUTH COUNTY</i>							
GREG HANLEY WRITE-INS/ALL OTHERS	263	155	94	127	137	94	870
BLANKS	411	286	153	260	231	154	1495
TOTAL	674	441	247	388	368	248	2366

GREEN RAINBOW COUNTY COMMISSIONER	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>PLYMOUTH COUNTY</i>							
WRITE-INS/ALL OTHERS	0	0	0	0	0	0	0
BLANKS	0	0	4	2	0	0	6
TOTAL	0	0	4	2	0	0	6

The vote was announced at 1:23 a.m. on September 7, 2012 and represented 13% of the total registered voters.

Signed,
ALLISON J. FERREIRA
Town Clerk

**COMMONWEALTH OF MASSACHUSETTS
STATE ELECTION
NOVEMBER 6, 2012**

The State Election was called to order at 7:00AM in Precinct 1 by Warden Arthur Turcotte, Precinct 2 by Warden Elizabeth Wainwright, Precinct 3 by Warden Patricia McManus, Precinct 4 by Warden Beverley Moquin, Precinct 5 by Karen Nice, and Precinct 6 by Warden Joan Ayube.

The following Election Officers were sworn in:

Precinct 1: Arthur Turcotte, Laurette Turcotte, Linda Eatherton, Robert Burke, Gaynel Bradford, Meredythe Salvucci, Sarah Jigerjian, Robert Eatherton, Loretta Batchelder; and Corey Mills and Scott Phillips as the Police Officers.

Precinct 2: Elizabeth Wainwright, Donna Stewart, Janet Walker, Florence Cadillic, Ursula Hill, Anne Renaux, Arlene Dickens, Donald Dickens; and Scott Phillips and Thomas Turnbull as the Police Officers.

Precinct 3: Patricia McManus, Karen Michaelis, Anna Blanchard, Judith Clark, Susan Bell, Mary Ieronimo, Brenda Krystofolski, Martin Foley, Louise Wright; and Timothy Needham and Joseph Perkins as the Police Officers.

Precinct 4: Beverley Moquin, Marie Carty, Charles Carty, Sharon Connolly, Ruth Whitman, Joan Green, Sherri Tate, Francine Perry, Charlene Eaton; and Scott Phillips and Thomas Turnbull as the Police Officers.

Precinct 5: Karen Nice, Linda Gordon, Cheryl Reimels, Judy Donahue, Margaret Washburn, Susan Beaulieu, Kathleen Foye, Danielle Nice; and Kristopher Dees and Steven Schofield as the Police Officers.

Precinct 6: Joan Ayube, Marjorie Bragg, Jeanne Turney, Judy Thompson, Shelley Murphy, Isabelle Minkle, Susan Kelly, Eileen Gates, Lois Hawks, Georgia Iverson; and Scott Phillips and Thomas Turnbull as the Police Officers

The polls opened at 7:00 AM and closed at 8:00 PM.

The following were the results of the election:

**ELECTORS OF PRESIDENT AND VICE
PRESIDENT**

	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
JOHNSON and GRAY	21	14	36	24	21	14	130
OBAMA and BIDEN	1099	794	889	740	892	810	5224
ROMNEY and RYAN	1351	786	1125	737	1132	922	6053
STEIN and HONKALA	5	11	18	8	10	8	60
WRITE-INS/ALL OTHERS	5	4	5	4	10	2	30
BLANKS	24	20	14	19	28	24	129
TOTAL	2505	1629	2087	1532	2093	1780	11626

SENATOR IN CONGRESS

	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
SCOTT P. BROWN	1530	953	1317	887	1315	1082	7084
ELIZABETH A. WARREN	956	653	744	616	737	672	4378
WRITE-INS/ALL OTHERS	0	1	1	3	0	0	5
BLANKS	19	22	25	26	41	26	159
TOTAL	2505	1629	2087	1532	2093	1780	11626

REPRESENTATIVE IN CONGRESS

	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
NINTH DISTRICT							
WILLIAM RICHARD KEATING	1197	788	927	721	919	809	5361
CHRISTOPHER SHELDON	952	535	749	502	795	635	4168
DANIEL S. BOTELHO	185	172	217	169	202	180	1125
WRITE-INS/ALL OTHERS	2	3	0	1	0	0	6
BLANKS	169	131	194	139	177	156	966
TOTAL	2505	1629	2087	1532	2093	1780	11626

COUNCILLOR

	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
FIRST DISTRICT							
CHARLES CIPOLLINI	1161	728	975	672	987	824	5347
OLIVER P. CIPOLLINI, JR.	926	633	775	595	751	675	4355
WRITE-INS/ALL OTHERS	2	2	1	4	0	0	9
BLANKS	416	266	336	261	355	281	1915
TOTAL	2505	1629	2087	1532	2093	1780	11626

SENATOR IN GENERAL COURT

	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
FIRST PLYMOUTH & BRISTOL DISTRICT							
MARC R. PACHECO	1778	1244	1542	1163	1537	1361	8625
WRITE-INS/ALL OTHERS	15	9	3	15	12	5	59
WRITE-INS/ADAM BOND	16	5	0	0	0	0	21
BLANKS	696	371	542	354	544	414	2921
TOTAL	2505	1629	2087	1532	2093	1780	11626

REPRESENTATIVE IN GENERAL COURT	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
TWELFTH PLYMOUTH DISTRICT							
THOMAS J. CALTER, III	1341						1341
DEBRA A. BETZ	926						926
WRITE-INS/ALL OTHERS	0						0
BLANKS	238						238
TOTAL	2505						2505

REPRESENTATIVE IN GENERAL COURT	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
TWELFTH BRISTOL DISTRICT							
KEIKO M. ORRALL		776		707	1119		2602
ROGER P. BRUNELLE, JR.		738		723	810		2271
WRITE-INS/ALL OTHERS		1		1	5		7
WRITE-INS/ADAM BOND		13		0	1		14
BLANKS		101		101	158		360
TOTAL		1629		1532	2093		5254

REPRESENTATIVE IN GENERAL COURT	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
SECOND PLYMOUTH DISTRICT							
SUSAN WILLIAMS GIFFORD			1521			1317	2838
WRITE-INS/ALL OTHERS			7			2	9
BLANKS			559			461	1020
TOTAL			2087			1780	3867

CLERK OF COURTS	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
PLYMOUTH COUNTY							
ROBERT S. CREEDON, JR.	1686	1191	1435	1083	1436	1255	8086
WRITE-INS/ALL OTHERS	4	6	3	10	5	2	30
BLANKS	815	432	649	439	652	523	3510
TOTAL	2505	1629	2087	1532	2093	1780	11626

REGISTER OF DEEDS	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
PLYMOUTH DISTRICT							
JOHN R. BUCKLEY, JR.	1228	837	988	798	980	875	5706
ANTHONY THOMAS O'BRIEN SR.	999	600	827	548	826	688	4488
WRITE-INS/ALL OTHERS		1	1	0	2	1	5
BLANKS	278	191	271	186	285	216	1427
TOTAL	2505	1629	2087	1532	2093	1780	11626

COUNTY COMMISSIONER	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
PLYMOUTH COUNTY							
GREG HANLEY	968	649	749	595	770	662	4393
DANIEL A. PALLOTTA	961	567	760	520	757	649	4214
MARYANNE LEWIS	635	466	574	431	515	516	3137
WRITE-INS/ALL OTHERS	0	4	1	1	1	1	8
BLANKS	2446	1572	2090	1517	2143	1732	11500
TOTAL	5010	3258	4174	3064	4186	3560	23252

REGIONAL TECHNICAL SCHOOL COMMITTEE	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
BRISTOL-PLYMOUTH (2 YEARS) BERKLEY							
CAROL L. MILLS	1648	1169	1429	1077	1434	1260	8017
WRITE-INS/ALL OTHERS	5	4	2	4	2	2	19
BLANKS	852	456	656	451	657	518	3590
TOTAL	2505	1629	2087	1532	2093	1780	11626

REGIONAL TECHNICAL SCHOOL COMMITTEE	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
BRISTOL-PLYMOUTH (2 YEARS) BRIDGEWATER							
MARK A. DANGOIA	1618	1134	1398	1045	1415	1233	7843
WRITE-INS/ALL OTHERS	3	3	1	1	1	1	10
BLANKS	884	492	688	486	677	546	3773
TOTAL	2505	1629	2087	1532	2093	1780	11626

REGIONAL TECHNICAL SCHOOL COMMITTEE	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
BRISTOL-PLYMOUTH (2 YEARS) MIDDLEBOROUGH							
RONALD H. SCHMIDT	1050	730	916	652	907	731	4986
THOMAS S. WHITE	729	509	600	488	609	611	3546
WRITE-INS/ALL OTHERS	1	2	0	2	0	1	6
BLANKS	725	388	571	390	577	437	3088
TOTAL	2505	1629	2087	1532	2093	1780	11626

REGIONAL TECHNICAL SCHOOL COMMITTEE	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
BRISTOL-PLYMOUTH (2 YEARS) RAYNHAM							
CATHERINE M. WILLIAMS	1585	1129	1358	1028	1372	1213	7685
WRITE-INS/ALL OTHERS	2	4	1	3	0	3	13
BLANKS	918	496	728	501	721	564	3928
TOTAL	2505	1629	2087	1532	2093	1780	11626

REGIONAL TECHNICAL SCHOOL COMMITTEE	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
<i>BRISTOL-PLYMOUTH (2 YEARS) TAUNTON</i>							
LOUIS BORGES, JR.	1085	768	931	731	950	832	5297
THOMAS A. BERNIER	519	318	377	287	411	376	2288
GREGORY W. GALLIGAN	388	239	293	185	281	263	1649
ARTHUR D. LOPES	361	229	288	193	266	237	1574
WRITE-INS/ALL OTHERS	0	3	0	4	0	1	8
BLANKS	2657	1701	2285	1664	2278	1851	12436
TOTAL	5010	3258	4174	3064	4186	3560	23252

QUESTION 1	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
YES	1801	1238	1553	1171	1603	1347	8713
NO	324	186	245	156	198	187	1296
BLANKS	380	205	289	205	292	246	1617
TOTAL	2505	1629	2087	1532	2093	1780	11626

QUESTION 2	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
YES	1047	777	996	725	971	811	5327
NO	1356	778	991	715	1005	893	5738
BLANKS	102	74	100	92	117	76	561
TOTAL	2505	1629	2087	1532	2093	1780	11626

QUESTION 3	PRECINCT 1	PRECINCT 2	PRECINCT 3	PRECINCT 4	PRECINCT 5	PRECINCT 6	TOTAL
YES	1258	1032	1288	993	1269	1089	6929
NO	1143	531	700	452	709	608	4143
BLANKS	104	66	99	87	115	83	554
TOTAL	2505	1629	2087	1532	2093	1780	11626

The vote was announced at 12:37 a.m. on November 7, 2012 and represented 72.4% of the total registered voters.

Signed,
ALLISON J. FERREIRA
Town Clerk

**COMMONWEALTH OF MASSACHUSETTS
RECOUNT OF DEMOCRATIC REPRESENTATIVE IN
GENERAL COURT FOR PRECINCT #4
SEPTEMBER 13, 2012**

The Recount for the Democratic Representative in General Court for Precinct #4 was held at 20 Centre Street in the 3rd Floor Conference Room, Middleborough, MA at 9:00 a.m.

The following individuals were present as agents/counsel for Roger P. Brunelle, Jr.: Ann-Marie Johnnene, Gail Twomey, Dominik Deangelis, and James McGee.

The following individuals were present as agents/counsel for Adam M. Bond: Stephen Morin, Jeffrey Gaudor, Victoria Bond, Patricia Marzelli.

The following members of the Board of Registrars were present: Virginia H. Landis, Chair; Gisele M. Lincoln, Richard A. Roth and Allison J. Ferreira, Town Clerk.

The Board of Registrars employed the following individuals as their agents:

<u>Team 1</u> Reader:	Florence M. Cadillic
Tally Clerk:	Beverley Moquin
Runner:	Donald Dickens
Total Tally Clerk:	Arlene Dickens
Ballot Counters:	Sharon Connelly, Francine Perry

Acting Town Counsel:	Jonathan D. Witten, Esquire
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Easton Town Clerk:	Jeremy P. Gillis
Braintree Town Clerk:	Joseph F. Powers

Police Officer:	Sergeant Joseph Perkins
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Minutes:	Elizabeth D. Gazerro, Assistant Town Clerk
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These agents were duly sworn in by Allison J. Ferreira, Town Clerk. Ms. Ferreira read a statement outlining the procedures for the Recount.

The following were the results of the recount:

CANDIDATES	TOTAL
Adam M. Bond	77
Roger P. Brunelle, Jr.	110

The results of the Recount were announced at 10:23 a.m.

Signed,
ALLISON J. FERREIRA
Town Clerk

**COMMONWEALTH OF MASSACHUSETTS
RECOUNT OF DEMOCRATIC 1ST DISTRICT GOVERNOR'S
COUNCIL
SEPTEMBER 13, 2012**

The Recount for the Democratic 1st District Governor's Council was held at 20 Centre Street in the 3rd Floor Conference Room, Middleborough, MA at 11:00 a.m.

The following individual was present as an agent for Nicholas Bernier: Jerry Bernier

The following members of the Board of Registrars were present: Virginia H. Landis, Chair; Gisele M. Lincoln, Richard A. Roth and Allison J. Ferreira, Town Clerk.

The Board of Registrars employed the following individuals as their agents:

<u>Team 1</u>	Reader:	Beverley Moquin
	Tally Clerk:	Florence M. Cadillic
<u>Team 2</u>	Reader:	Kathleen Foye
	Tally Clerk:	Joan Ayube
<u>Team 3</u>	Reader:	Eileen Gates
	Tally Clerk:	Janet Walker
<u>Team 4</u>	Reader:	Arthur Turcotte
	Tally Clerk:	Joan Green
	Runner:	Donald Dickens, Laurette Turcotte
	Total Tally Clerk:	Arlene Dickens
	Ballot Counters:	Sharon Connelly, Francine Perry
	Acting Town Counsel:	Jonathan D. Witten, Esquire
	Easton Town Clerk:	Jeremy P. Gillis
	Braintree Town Clerk:	Joseph F. Powers
	Police Officer:	Sergeant Joseph Perkins
	Minutes:	Elizabeth D. Gazerro, Assistant Town Clerk

These agents were duly sworn in by Allison J. Ferreira, Town Clerk. Ms. Ferreira read a statement outlining the procedures for the Recount.

The following were the results of the recount:

CANDIDATES	TOTAL
Nicholas D. Bernier	384
Oliver P. Cipollini, Jr.	283
Walter D. Moniz	237

The results of the Recount were announced at 1:10 p.m.

Signed,

ALLISON J. FERREIRA
Town Clerk

REPORT OF THE FINANCE COMMITTEE

The 2012 Finance Committee is made up of the following seven elected residents; Mr. Richard Pavadore, Chair, Ms. Leilani Dalpe, Vice Chair, Mr. Donald Baldwin, Secretary, Ms. Suzanne Dube, Mr. Peter LePage, Ms. Diane Stewart and Mr. Tarsi Velantzas.

The Mission of the Finance Committee is as follows:

The Finance Committee shall be concerned with all matters involving the finances and financial procedures of the Town of Middleborough, as required by Massachusetts General Laws and the Town Charter. The Committee makes recommendations to the Board of Selectmen and the residents of Middleborough on all financial matters.

The Finance Committee met 21 times during this year. Most of the meetings held between January and May were focused on the fiscal year 2013 budget. The annual budget was developed by the Town Manager along with department heads and then brought to the Board of Selectmen for their approval. Following this procedure, the budget was submitted to the Finance Committee at the end of March for our recommendations, printing and delivery to the residents at the Annual Town Meeting for final approval. During the preparation of the budget process, the Town Manager has regular meetings with members of the Finance Committee, Board of Selectmen, School Committee and other financial officers allowing input, recommendations and comments to ensure all parties are in agreement of the process.

Below are some of the highlights, accomplishments and improvements to your town that your Finance Committee has completed, worked on this year, or helped improve the quality of life in Middleboro.

- Supported increasing the Stabilization fund to \$1,349,838.00, its highest value in over 10 years.
- Working with the Town Manager, Board of Selectmen, School Department and other financial officers to have the first April Town Meeting in over 10 years as recommended by the Town Charter.
- New Building/renovations of some large commercial ventures has supported our tax base in Middleboro. These projects include the new Compass Medical building, our brand new grocery store Trucchi's after renovation of the original Stop and Shop building, The Star Mill project, which included a renovation of 69 apartments, Ocean Spray renovation of the processing facility and the new addition on the Hannah B. Shaw home.
- At the October 2012 Special Town Meeting, the Finance Committee supported and recommended transferring \$200,000 into the Other Post

Employee Benefits account established this year to begin funding this very large employee expense.

The Town's fiscal year 2013 budget is \$72.5 million dollars, which represents a 2.6% increase from fiscal year 2012 at \$70.6 million dollars. The general government budget was approximately level funded at \$11.7 million dollars and the school budget increased by 3 % to \$29 million dollars.

The continual and largest annual budget increases that plague our town are employee health care plans, and unfunded pension liabilities. Health insurance premiums are roughly \$10 million dollars this fiscal year and are typically increasing by 10% per year unless plan designs or plan changes take effect. Our current unfunded pension and OPEB liability is upwards of \$80 million dollars. Nearly flat state aid, proposition 2 ½ limits, local receipts and new growth cannot keep pace with these annual increases. The Finance Committee believes that these budget items must be adjusted to meet current employee trends and expected annual revenues in order to maintain a balanced budget.

Below are some figures that define how and where Middleborough receives its revenues. As shown, the local real estate taxes support almost half of the town's total budget and are the only area that continually increases year to year.

- Middleborough real estate taxes in FY2013 are \$33.1 million, up from \$31.9 million in FY2012 which represents an increase of 3.7%. FY 2011 to FY2012 increase was 3.9%. This tax increase includes property taxes and new growth which is collected by the town. The total property tax increase for the town is limited to 2 ½ percent of the prior fiscal year by law, with the additional percentage coming from new growth. This percentage is a town wide number and may not represent any individual home owner or business. The Finance Committee is hoping that the town can soon lower the 2 ½% maximum allowable tax increase to provide its citizens with town services
- The net local Aid from the state increased from \$19.7 million in FY2012 to \$20 million this year. This represents an increase of \$337.4 million or +1.7% and falls within our average increase of 1-3% over the past 5 years.
- The local receipts are estimated to be at or close to level funding in FY2013 at about \$5 million. This revenue comes from various taxes, and fees, including automobile excise taxes and monies collected from the various departments, licenses, permits, etc. The economy over the past three to four years has resulted in lower local receipts indicating the reduced building and automobile purchases. Local receipts are an effective indicator of the local economic trends for the area since increases indicate local spending within the town.

In the coming year, the Finance Committee will be assuming level funding from the state, slightly lower new growth and a property tax increase cap of 2 ½ %. Our stabilization account is currently \$1,349,838.00 which is significantly up from last year's value of \$346,329.00. This now represents almost 2 % of our annual budget.

Our goal is to increase the stabilization to at least \$3.6M or 5% of the annual budget.

The Finance Committee is always committed to working with the Board of Selectmen, Town Manager, Financial Officers, School Committee, Capital Planning Committee, all town departments and the residents of Middleborough to create a sound fiscal plan that meets our needs and services. We try to be available for open discussions, transparent communication and support for the entire town, to help the citizens better understand Middleborough's budget and how it affects the services. We encourage employees, town officials and citizens to attend our meetings, contact us anytime through emails or phone with any questions, and become part of our budget preparations and financial recommendations.

Respectfully submitted by;

Richard J. Pavadore, Chairman

Current Finance Committee Members

Mr. Richard Pavadore, Chairman,
Ms. Leilani Dalpe, Vice Chairwoman,
Mr. Donald Baldwin, Secretary,
Ms. Suzanne Dube,
Mr. Peter LePage,
Ms. Diane Stewart and Mr. Tarsi Velantzas

**REPORT of the TRUSTEES
THOMAS S. PEIRCE TRUST FUND**

The trustees under the will of Thomas S. Peirce submit their report for the year ended December 31, 2011.

**FUNDS HELD IN TRUST FOR THE BENEFIT OF THE TOWN OF
MIDDLEBOROUGH**

PRINCIPAL ACCOUNT

Stocks and bonds at Market Value 12/31/11	\$ 4,804,147.05
Increase in Value	135,571.08
Cash	<u>30,228.49</u>
Total Principal 12/31/12	\$ 4,969,946.62

INCOME ACCOUNT

Receipts:

Dividends	\$ 173,706.98
Interest	34,130.44
Other Income	<u>105.00</u>
Total Income	\$ 207,942.42

Expenses:

Trustee Fees	\$ 7,396.00
Clerical Expense	3,350.00
Real Estate Taxes	3,573.92
Probate and Legal Expenses	883.79
Taxes	0
Other Expenses	<u>144.00</u>
Total Expenses	\$ 15,347.71
Net Income	\$ 192,594.71

USE OF FUNDS

Balance on hand 12/31/11	100,722.44
Net Income	<u>192,594.71</u>
Total Available Funds	293,317.15
Payments to Town of Middleborough	<u>200,615.09</u>
Balance on hand 12/31/12	\$ 92,702.06

Payments and Commitments to the Town of Middleborough

Council on Aging	Roofing	\$ 10,000.00
Park Dept	Upgrade of Facilities	50,000.00
Animal Shelter	Roofing Materials	2,000.00
Middleborough Public Library	Unrestricted	15,000.00
Police Dept.	Cruiser Replacement	17,000.00
Police Dept.	Surveillance Camera	4,140.00
Town Mgr.	Town Reports	2,475.09
School Dept.	Special Needs Bus	60,000.00
School Dept.	Computer Upgrades	<u>40,000.00</u>
Total Payments		\$ 200,615.09

FUNDS HELD IN TRUST FOR THE BENEFIT OF THE MIDDLEBOROUGH PUBLIC LIBRARY

PRINCIPAL ACCOUNT

Stocks and Bonds at Market Value 12/31/11	\$ 491,382.50
Decrease in Value	15,399.58
Cash	<u>6,828.23</u>
Total Principal 12/31/10	\$ 482,811.15

INCOME ACCOUNT

Receipts:

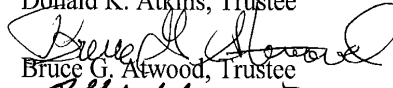
Dividends	\$ 21,769.00
Interest	<u>822.18</u>
Total Income	\$ 22,591.18

Expenses:

Probate and legal expenses	\$ 543.79
Excise Tax	430.00
Fees	35.00
Paid to Middleborough Public Library	<u>21,582.39</u>
Total Expenses	\$ 22,591.18

Respectfully submitted,


Donald K. Atkins, Trustee


Bruce G. Atwood, Trustee


Robert M. Desrosiers, Trustee

REPORT OF THE TOWN ACCOUNTANT

To the Honorable Board of Selectman
Middleborough, Massachusetts

The fiscal year 2011-2012 Financial Statements appear in the UMASS method as recommended by the Bureau of Accounts.

A combined balance sheet, combined statement of revenues, expenditures and changes in fund balance are reflected in this report. Included in the report is a statement of budgeted and actual revenues, budgeted and actual expenditures indicating favorable and unfavorable variances. There are also other statements, which are relevant to the Town of Middleborough.

The Town also reports a Schedule A to the Bureau of Accounts which identifies revenues and expenditures by departments. A copy of this report may be reviewed in the Town Accountant's office.

Respectfully Submitted,

Steve Dooney, CGA
Town Accountant

Town of Middleborough
Combined Balance Sheet - All Fund Types and Account Group
June 30, 2012

Governmental Fund Types						
Assets and other Debits	General	Special Revenue	Capital Projects	Enterprise	Trust & Agency	General Long-term obligations
Cash and cash equivalents	4,586,821.00	4,444,731.00	3,477,428.00	41,166,828.00	5,107,174.00	
Investments						58,782,982.00
Receivables						0.00
Property taxes	701,914.00	2,691.00				704,605.00
Tax Liens	1,488,887.00	2,252.00		243,394.00		1,734,533.00
Motor Vehicle and other excise taxes	455,763.00					455,763.00
User charges and liens				477,494.00		477,494.00
Bieterment assessments	1,112,814.00			2,324.00		1,115,138.00
Intergovernmental	6,450,326.00	60,723.00				6,511,049.00
Departmental and other	369,997.00	25,237.00				395,234.00
Total receivables	10,579,701.00	90,903.00		723,212.00		11,393,816.00
Due from other funds						0.00
Due from State		1,738,506.00				1,738,506.00
Due from Federal		3,808.00				3,808.00
Other assets-tax possessions	755,567.00			107,777.00		863,344.00
Amts to be provided for retirement of general long-term obligations/ Notes payable			2,122,095.00			
Total assets	15,922,089.00	6,277,948.00	5,599,523.00	41,997,817.00	5,107,174.00	37,769,680.00
Liabilities, Equity and other credits						37,769,680.00
Warrants and accounts payable						112,674,231.00
Guaranty deposits						0.00
Accrued liabilities						0.00
Compensated absences payable						0.00
Other	52,423.00				2,139,513.00	2,191,936.00
Due to other funds						0.00
Deferred revenue	10,923,006.00	1,685,908.00		830,990.00		13,439,904.00
Provision for abatements & exemptions	414,460.00					414,460.00
General obligation bonds and notes payable			2,122,095.00			39,891,775.00
Total liabilities	11,389,889.00	1,685,908.00	2,122,095.00	830,990.00	2,139,513.00	55,938,075.00
Retained earnings						
Fund balances:				40,131,446.00		40,131,446.00
Reserved for						
Expenditures				50,000.00		50,000.00
Encumbrances and continuing appropriations	2,380,856.00			485,775.00		2,866,631.00
Unreserved:						
Nonexpendable trust endowment	0.00	4,592,015.00	3,477,428.00	496,456.00	526,590.00	526,590.00
Designated for specific purposes	220.00				2,441,071.00	11,006,970.00
Designated for petty cash		25.00		3,150.00		3,395.00
Undesignated - Snow & Ice deficit	0.00					0.00
Undesignated - Deficit Appropriations	0.00					0.00
Undesignated - Overlay deficits	-8,982.00					(8,982.00)
Undesignated	2,160,106.00					2,160,106.00
Total equity and other credits	4,532,200.00	4,592,040.00	3,477,428.00	41,166,827.00	2,967,661.00	96,736,186.00
Total liabilities, equity and other credits	15,922,089.00	6,277,948.00	5,599,523.00	41,997,817.00	5,107,174.00	37,769,680.00

TOWN OF MIDDLEBOROUGH, MASSACHUSETTS
COMBINED STATEMENT OF REVENUES, EXPENDITURES AND CHANGES
IN FUND BALANCE-ALL GOVERNMENTAL FUND TYPES
AS OF JUNE 30, 2012

	GOVERNMENTAL FUND TYPES				FIDUCIARY FUND TYPES EXPENDABLE TRUSTS	TOTALS (MEMORANDUM ONLY)
	GENERAL	SPECIAL REVENUE	CAPITAL PROJECTS	ENTERPRISE		
REVENUES:						
PROPERTY TAXES	31,129,286					31,129,286
EXCISE-MOTOR VEHICLE	2,492,534					2,492,534
TAX LIENS REDEEMED	408,510					408,510
SALE OF TAX FORECLOSURE TITLE V						0
OTHER EXCISE	648,288					648,288
OTHER TAXES	6,634					6,634
IN LIEU OF TAXES	37,493					37,493
PENALTIES AND INTEREST	364,814					364,814
WATER CHARGES-SERVICES				4,022,007		4,022,007
SEWER CHARGES-SERVICES				1,932,204		1,932,204
OTHER CHARGES-SERVICES				47,759,987		47,759,987
DEPARTMENTAL	853,608	4,048,187	2,263,541			7,165,336
SPECIAL ASSESSMENTS	48,833					48,833
LICENSE/PERMITS	875,252					875,252
INTERGOVERNMENTAL-FED		3,264,638				3,264,638
INTERGOVERNMENTAL-STATE	21,020,687	1,706,652				22,727,339
FINES & FORFEITS	89,294					89,294
EARNINGS ON INVESTMENT	89,783	317			45,097	135,197
CONTRIB/REFUNDS/DONATIONS		92,645				92,645
MISCELLANEOUS	81,017				312,861	393,878
NON-RECURRING MISC RECEIPTS	291,228					
TOTAL REVENUES	58,437,261	9,112,439	2,263,541	53,714,198	357,958	123,885,397
EXPENDITURES						
GENERAL GOVERNMENT	2,117,927	15,650	849,710			2,983,287
PUBLIC SAFETY	6,424,675	81,114				6,505,789
EDUCATION	25,551,169	4,741,897	202,676	-		30,495,742
PUBLIC WORKS	997,517	843,568				1,841,085
WATER			638,952	1,381,196		2,020,148
SEWER				779,947		779,947
OTHER				39,871,217		41,024,326
HUMAN SERVICES	1,313,495	1,153,109				2,388,362
CULTURE & RECREATION	789,532	37,325				826,857
DEBT SERVICES	5,380,767					5,380,767
INTERGOVERNMENTAL CHARGES	596,584					596,584
TRANSPORTATION MISCELLANEOUS	604,695					
TRANSPORTATION CONTRACTED	1,766,259					
EMPLOYEE BENEFITS	14,988,273					14,988,273
COURT JUDGMENTS						0
UNCLASSIFIED	2,062,611				18,511	2,081,122
ARTICLES	370,138					
TOTAL EXPENDITURES	62,963,642	7,947,530	1,691,338	42,032,360	18,511	114,653,381
EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES	(4,526,381)	1,164,909	572,203	11,681,838	339,447	9,232,016
OTHER FINANCING USES:						
TRANSFER IN	6,101,980		-	-		6,101,980
TRANSFER OUT		(96,950)		(5,358,030)	(647,000)	(6,101,980)
TOTAL OTHER FINANCING USES						0
EXCESS (DEFICIENCY) OF REVENUES & OTHER FINANCING SOURCES OVER EXPENDITURES & OTHER USES	6,101,980	(96,950)	-	(5,358,030)	(647,000)	0
	1,575,599	1,067,959	572,203	6,323,808	(307,553)	9,232,016
FUND BALANCE JULY 1, 2011	2,956,602	3,524,080	2,905,225	34,843,019	3,275,214	47,504,140
FUND BALANCE JUNE 30, 2012	4,532,201	4,592,039	3,477,428	41,166,827	2,967,661	56,736,156

TOWN OF MIDDLEBOROUGH, MASSACHUSETTS
STATEMENT OF REVENUES AND EXPENDITURES BUDGET
AS OF JUNE 30, 2012

	GOVERNMENTAL FUND TYPES		GENERAL FUND
	FINAL BUDGET	ACTUAL	VARIANCE FAVORABLE (UNFAVORABLE)
REVENUES:			
PROPERTY TAXES	31,558,699	31,129,286	(429,413)
TAX LIENS REDEEMED		408,510	408,510
EXCISE TAXES	2,396,804	2,492,534	95,730
OTHER EXCISE	483,516	648,288	164,772
PEN & INT CHARGES	335,822	364,814	28,992
IN LIEU OF TAXES	42,354	37,493	(4,861)
OTHER TAXES	0	6,634	6,634
OTHER CHARGES-SERVICES/FEES	0	0	0
LICENSE & PERMITS	547,988	875,252	327,264
SPECIAL ASSESSMENTS	42,628	48,833	6,205
INTERGOVERNMENTAL-STATE	21,011,758	21,020,687	8,929
FINES & FORFEITS	90,655	89,294	(1,361)
EARNINGS ON INVESTMENTS	118,074	89,783	(28,291)
DEPARTMENTAL	832,159	853,808	21,649
MISCELLANEOUS	30,000	81,017	51,017
NON RECURRING MISCELLANEOUS	130,000	291,228	161,228
DONATIONS/CONTRIB/REFUND	0	0	0
TOTAL REVENUES	57,620,457	58,437,461	817,004
EXPENDITURES			
GENERAL GOVERNMENT	2,144,577	2,117,927	26,650
PUBLIC SAFETY	6,514,203	6,424,675	89,528
EDUCATION	27,639,262	25,551,169	2,088,093
PUBLIC WORKS	1,067,610	997,517	70,093
HUMAN SERVICES	1,330,406	1,313,495	16,911
CULTURE & RECREATION	801,718	789,532	12,186
INTERGOVERNMENTAL CHARGES	0	596,584	(596,584)
EMPLOYEE BENEFITS	15,453,436	14,988,273	465,163
DEBT SERVICE	5,390,416	5,380,767	9,649
COURT JUDGMENTS	0	0	0
TRANSPORTATION	2,403,496	2,370,954	32,542
ARTICLES	665,701	370,138	295,563
OTHER (UNCLASSIFIED)	2,303,830	2,062,611	241,219
TOTAL EXPENDITURES	65,714,655	62,963,642	2,751,013
EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES	(8,094,198)	(4,526,181)	3,568,017
OTHER FINANCING USES:			
OTHER AVAILABLE FUNDS	2,001,200	2,001,200	
TRANSFERS IN (OUT)	6,101,980	6,101,980	
PROVISION FOR ABATEMENTS & EXEMPTIONS	(8,982)	(8,982)	
APPROPRIATION DEFICIT	0	0	
ASSESSMENT DEFICIT	0	0	
TOTAL OTHER FINANCING USES	8,094,198	8,094,198	
EXCESS (DEFICIENCY) OF REVENUES AND OTHER OVER EXPENDITURES AND OTHER USES		3,568,017	3,568,017

#		FY 12 GENERAL FUND BUDGETS				STM	6/11/2012	ENCUMBRANCES FY 11-12	CHANGES TO BUDGET RESERVE FUND	RECAP	INTER OFFICE MAY 10 Thru	TOTAL BUDGET
		ATM	STM	STM	STM							
		FY12 BUDGET										
	DEPARTMENT											
111	FINANCE COMMITTEE	\$ 4,506.00										\$ 4,506.00
112	FINANCE COMMITTEE											\$ -
113	CABLE COMMISSION	\$ -	\$ -	-								\$ -
114	MODERATOR	\$ -	\$ -	-								\$ -
115	B&I COMMISSION	\$ -	\$ -	-								\$ -
122	SELECTMEN	\$ 54,779.28										\$ 54,779.28
123	TOWN MANAGER	\$ 188,822.56										\$ 188,822.56
136	ACCOUNTANT	\$ 222,247.00						\$ 2,449.68				\$ 224,696.68
141	ASSESSORS	\$ 244,935.00										\$ 244,935.00
145	ASSESSOR & COLLECTOR	\$ 474,502.00	\$ 1,000.00							24,599.00		\$ 440,101.00
151	LIBRARY	\$ 188,822.56					\$ 18,000.00					\$ 170,822.56
156	INFORMATION TECHNOLOGY	\$ 285,431.78										\$ 285,431.78
161	TOWN CLERK	\$ 140,572.00	\$ 300.00				\$ 4,156.00					\$ 145,028.00
162	ELECTIONS & REGISTRATION	\$ 36,897.00										\$ 36,897.00
171	CONSERVATION COMMISSION	\$ 99,057.03										\$ 99,057.03
176	PLANNING BOARD	\$ 179,956.92										\$ 179,956.92
178	ZONING BOARD	\$ 30,055.00										\$ 30,055.00
193	ADMINISTRATIVE OFFICE BUILDING	\$ 144,379.00					\$ 16,490.00		2,942.33			\$ 163,811.33
200	FIRE DEPARTMENT	\$ 3,163,530.00	\$ 20,000.00				\$ 3,163,530.00	\$ 2,983.26	\$ 7,900.00			\$ 3,174,413.26
220	FIRE DEPARTMENT	\$ 2,495,938.71					\$ 19,310.00					\$ 2,515,248.71
241	BUILDING DEPARTMENT	\$ 308,391.00										\$ 308,391.00
244	SEALER WEIGHTS & MEASURES	\$ 5,857.00							138.00			\$ 5,995.00
292	DOG DEPARTMENT	\$ 105,195.00										\$ 105,195.00
421	DPW ADMINISTRATION	\$ 14,678.00	\$ 130,000.00									\$ 144,678.00
422	DPW HIGHWAY	\$ 874,521.00					\$ 9,000.00	\$ 8,095.98	3,900.00			\$ 895,520.98
423	DPW TREE WARDEN	\$ 12,411.00					\$ 15,000.00					\$ 27,411.00
430	DPW SEWER & WATER	\$ -										\$ -
433	DPW RUBBISH REMOVAL	\$ -										\$ -
521	HEALTH	\$ 284,889.00										\$ 284,889.00
541	COUNCIL ON AGING	\$ 533,063.61	\$ 9,000.00									\$ 542,063.61
543	VETERAN'S SERVICES	\$ 503,453.00										\$ 503,453.00
610	LIBRARY	\$ 532,967.08				\$ 11,086.00						\$ 544,053.08
650	PARK DEPARTMENT	\$ 256,064.00										\$ 256,064.00
691	HISTORICAL COMMISSION	\$ 1,601.00										\$ 1,601.00
	GENERAL GOVERNMENT	\$ 11,470,004.97	\$ 160,300.00			\$ 124,225.00	\$ 13,532.92	\$ 24,599.00	\$ 14,480.33	\$ 24,599.00	-	\$ 11,807,142.22
710	DEBT SERVICES	\$ 5,390,416.00	\$ -									\$ 5,390,416.00
919	EMPLOYEE FRINGE BENEFITS	\$ 15,562,661.00				\$ (124,225.00)						\$ 15,438,436.00
941	COURT JUDGEMENTS	\$ -										\$ -
960	UNCLASSIFIED	\$ 2,309,310.00						\$ 9,000.00	\$ (14,480.33)			\$ 2,303,829.67
311	SCHOOL DEPARTMENT	\$ 25,738,582.00						\$ 1,900,680.04				\$ 27,639,262.04
899 - 900	TRANSPORTATION	\$ 2,388,496.00	\$ 15,000.00									\$ 2,403,496.00
951	ARTICLES	\$ 221,950.00	\$ 197,248.74					\$ 322,874.20				\$ 742,072.94
	TOTAL	\$ 63,071,419.97	\$ 372,548.74			\$ -	\$ 2,246,087.16	\$ -	\$ 24,599.00	\$ -	\$ 24,599.00	\$ 65,714,654.87
	SUMMARY OF APPROPRIATIONS											
	ATM	\$ 63,071,419.97										
	STM OCT 10	\$ 372,548.74										
	STM June 11	\$ -										
	ENCUMBRANCES	\$ 2,246,087.16										
	RECAP	\$ 24,599.00										
	TOTAL	\$ 65,714,654.87										

TOWN OF MIDDLEBOROUGH
STATEMENT OF LOCAL RECEIPTS
FY 12

	ESTIMATED FISCAL 2012	ACTUAL FISCAL 2012
	<hr/>	<hr/>
MOTOR VEHICLE EXCISE	2,396,804	2,492,480
OTHER TAXES	483,516	648,288
PENALTY & INTEREST ON TAXES & EXCISES	335,822	364,813
IN LIEU OF TAXES	42,354	37,493
OTHER TAXES (ROLL BACK)		
CHARGES		
TRASH DISPOSAL		-
OTHER CHARGES -- SERVICES	697	1,429
FEES	112,478	117,239
RENTALS	223,958	220,378
DEPT OF REVENUE -- SCHOOLS	195,000	199,853
OTHER DEPARTMENTAL REVENUE	300,026	315,971
LICENSES & PERMITS	547,988	874,186
SPECIAL ASSESSMENTS	42,628	48,833
FINES & FORFEITURES	90,655	89,291
INVESTMENTS	118,074	89,784
MISCELLANEOUS RECURRING	30,000	83,358
MISCELLANEOUS (SPECIFY) non-recurring	<u>130,000</u>	<u>291,228</u>
	<hr/>	<hr/>
	Budget	Actual
Bank Misc Charges	0	0
Prem Sale of Bond	0	0
Surplus Equipment	0	0
Occ Ed Reimb Trans	0	0
Insurance Reimb work comp drug	0	7,205
Sale of Land	0	0
Misc Rev Adjust	0	0
Health Insurance Reimb	0	0
Fema Reimbursment Flood	0	133,243
One time muni aid	0	150,780
Court Judgement	<u>0</u>	<u>0</u>
	<hr/>	<hr/>
TOTALS	5,050,000	5,874,624

TOWN OF MIDDLEBOROUGH BREAKDOWN OF SPECIAL REVENUE FUNDS FY 2012

SCHOOL PIERCE TRUSTEES	0.00
SCHOOL SPECIAL REVENUE	2,558,336.06

SCHOOL TOTALS	2,558,336.06
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HIGHWAY FUND (13)	0.00
HOUSING DEVELOPMENT (14)	19,929.68
CDF GRANTS (16)	30,946.06
TOWN PIERCE TRUSTEES (19)	44,173.13
COMMUNITY PRESERVATION ACT	200,937.45
DFC SUPPORT PROGRAM GRANT (27)	0.00
RESORT (70)	184,461.73
PLANNING ABBEY LANE	0.00
PLANNING BROOKSIDE	2,092.21
PLANNING CAMPANELLI 11	713.22
PLANNING COTTONWOOD LANE	1,249.92
PLANNING EDGEWAY	3,148.24
PLANNING ELK RUN	8,798.31
PLANNING HBO	594.95
PLANNING LEWIS GORDON	572.73
PLANNING MEADOWBROOKE	2,378.92
PLANNING MIDDLEBOROUGH PARK 1	300.00
PLANNING MIDDLEBORO PARK II	1,194.97
PLANNING OAK POINT	0.00
PLANNING PEBBLE BROOK	5,388.32
PLANNING PINE MEADOW II	3.96
PLANNING RIVER'S EDGE	819.79
PLANNING TINKHAM DRAINAGE MO	1,037.84
PLANNING UPLANDS	0.00
PLANNING WEST SIDE PARK II	139.00
PLANNING FERNWAY	12,103.60
PLANNING GATEWAY-ADE	0.00
PLANNING RETREAT LOTS	610.00
PLANNING DONA ESTATES	11,736.15
PLANNING WILDFLOWER ESTATES	2,400.00
PLANNING CHRISTINA ESTATES	2,017.24
PLANNING SHEFFIELD ESTATES	7,526.34
PLANNING GATEWAY COMMERCE PK	0.00
PLANNING HARVESTWOOD ESTATES	2,937.50
PLANNING SIPPICAN COM. PARK	0.77
PLANNING CRANBERRY COUNTRY	1,325.00
PLANNING GATEWAY	28,652.50
PLANNING RIVERS EDGE PART1&2	21,080.06
PLANNING-XMAS TREE MODIFICAT	80.00
PLANNING-LOT 15 LEONA DR	14.44
PLANNING-COMPASS MED SOUTH	30.00
PLANNING- TISPAQUIN FARMS	30.00
REC RES FOR WPAT LOAN REPAYM	608,799.00
BUSINESS & INDUST COMM GI	622.02
COA DON- ALZHEIMER SUPPOR	1,542.47
COA ACTIVITIES SUPPLIES D	417.72
HEALTH DEPARTMENT GENERAL	95.00
POLICE DRUG FORFEITURE	12,166.10
VOICES FOR ANIMALS	39.89
HISTORICAL COMM DONATIONS	910.50
THOMAS MEMORIAL PARK	1,344.69
CONSERVATION COMM	12,327.50
POL-DRUG FORFEITURE FEDERAL	585.03
M.F.P.L. DC	0.91
WETLAND FILING	24,253.20
ZBA HOLLY RIDGE	284.69
POLICE DONATIONS	10.00
ZBA MIDDLEBORO COMMO	5,857.12
POLICE-D.A.R.E. DONAT	1,148.79
POLICE DEPT BICYCLE S	88.08
ZBA PINE RIDGE	1,886.85
ZBA GREYSTONE ESTATES	2,936.95
FIRE DONATION CAIRNS	106.85
DONATION TO PAVE N.GR	380.62

TOWN OF MIDDLEBOROUGH BREAKDOWN OF SPECIAL REVENUE FUNDS FY 2012

ZBA VILLAGE AT WOOD S	68.89
ZBA THE GROVES	3,659.02
DON-JR FIRESETTERS'IN	178.58
COA DONATION BEAUTIFI	1,470.63
ZBA ENGINEER.WINDSOR	158.12
ZBA CRANBERRY VILLAGE	74.75
COA GENERAL DONATION	3,157.31
OECD MISC DONATIONS	1,048.15
ZBA SOUTH PURCHASE ESTATE	5,103.60
VETERAN'S DONATIONS	0.00
DOG POUND DONATIONS	21,734.41
PRATT FARMS- PAVILION DONATION	443.00
DONATION-FISHERIES TO CLERK	0.00
COA VISUALLY IMPAIRED DON.	170.90
HERRING LADDER REPAIR DON.	270.00
ZBA SHOE SHOP PLACE	5,354.13
C.O.A. OUTREACH DONATION	2,155.79
MIDD FIRE VICTIMS DON FUND	154.00
LAND ACQUISITION FUND	8,681.68
ZBA CHERRY STREET ESTATES	187.28
KEITH STREET DEV-WARREN LANE	5,348.28
WATERVILLE DEV-SO PURCHASE	113.42
MIDD BEAUTIFACTION DONATION	188.49
FIRE PREVENT COMPUTER GIFT	18.00
PARK DEPT. GENERAL DONATION	14,292.87
POLICE DEFIBRILLATOR DON.	0.00
C.O.A. DAY CARE DONATION	38.60
TOWN HALL LANDSCAPING DON.	502.48
COA ENTERTAINMENT DONATION	2,466.02
UNDERAGE DRINKING PROGRAM	1,003.38
MBTA NOISE MITIGATION DON	0.00
DONATION FOR AMMONIA STUDY	5,000.00
PARK, RODMAN DONATIONS	113.04
DAY CARE EXPANSION DONATION	42.62
CLARK/HUMPHREY DONATIONS	153.86
KRAMER PARK MTCE. DONATIONS	2,233.83
HANDICAP PARKING VIOLATIONS.	514.19
PIANO RESTORATION DONATION	100.00
OLIVER MILL RESTORATION DO	5,796.80
POLICE K-9 UNIT DONATIONS	4,176.14
FIRE DEPT GENERAL DONATION	687.89
M'BORO YOUTH ADVOCATES GIFT	1,179.77
TOWN HALL PRESERVATION DON	598.42
LLC W/S CLAY ST. DONATION	9,005.68
LANDFILL CLOSURE COSTS	0.22
(MEDIA 1) MIDD SCHOOL STUDIO	9.36
CLEAN MACHINE DONATIONS	84.65
EDUC./MUNICIPAL CABLE ACCESS	229,560.31
40B LEGAL EXPENSES DONATION	2,000.00
LIBRARY TWEENS & TEENS GRANT	0.00
ELECTION & REG POLLING	10,653.46
COA FORMULA GRANT	40.85
LIBRARY JOB GRANT	0.00
ARTS LOTTERY GRANT	4,655.97
POLICE FY 11 E-911 TRAINING	0.00
OECD CHAPA GRANT	0.00
ANIMAL CONTROL RESCUE GLIDE TEAM	137.89
GOV'S HIGHWAY SAFE BUREAU	0.00
FIREFIGHTERS SAFETY EQUIP GR	92.92

TOWN OF MIDDLEBOROUGH BREAKDOWN OF SPECIAL REVENUE FUNDS FY 2012

LIBRARY MEG PROGRAM GRANT	830.19
THE 81 MOVEMENT DFC GRANT	0.22
FIRE -ALL HAZARDS EOP GRANT	1,440.48
POLICE FY 11 UNDERAGE DRINK GRANT	0.00
CON COMM STUART MORGAN SIGNS	76.00
POLICE FY 11 SUPP INCENTIVE	0.00
PLY CTY COALITION EMER PREP.	18,991.18
FIRE MEME EMPG GRANT	0.00
C.O.A. INCENTIVE GRANT	8,973.60
WATER CAPITAL IMPROV GRANT	3,291.50
FIRE CERT STATE GRANT	16.11
GOV HWY SAFETY BUREAU GRANTS	5,812.02
S.A.F.E FIRE DEPT	0.00
CON COM TAUNTON RIVER GRANT	0.00
05 LIBRARY INCENTIVE GRANT	16,097.85
LIB NON-RESIDENT CIRCULATION	2,419.85
WATER POLLUTION CONTROLGRANT	9,160.00
TITLE 5 LOAN PROGRAM GRANT	34,123.39
FY 10 GOV'S HWY SAFE BUREAU	0.00
PRESERVATION GRANT FINAN.BLD	22,152.50
EMPG FIRE GRANT	1,869.00
FIRE SAFE GRANT 2012	3,755.48
DARE GRAI	451.24
POLICE E911 TRAINING GRANT FY10	0.00
COA SHINE GRANT	0.00
FIRE HAZMAT STATE GRANT	0.60
2004 COMMUNITY POLICING GRT	92.34
DPH TOBACCO CONTROL PROG GRT	2,150.00
MEDICAL RESERVE CORPS	35,299.30
PUBLIC LIBRARY FUND	0.26
WATER CONSERVATION GRANT	21,555.54
FIRE SAFE GRANT FY 11	0.00
DPW INSURANCE RECOVERY	660.94
POLICE INSURANCE RECOVERY	20,289.74
POLICE EXTRA DUTY REVOLVING	0.00
FIRE INSURANCE RECOVERY	7,574.69
PLANNING PREPAYMNT REVOLVING	19,288.23
PLANNING BOARD REVOLVING	27,656.48
HIGHWAY RESTITUION RECOVERY	0.00
POLICE RESTITUION RECOVERY	2,618.23
FIRE EXTRA DUTY REVOLVING	5,309.51
TOWN HALL EXTRA DUTY	0.00
COA EXTRA DUTY	41.31
LIBRARY EXTRA DUTY	86.82
TWN RECYCLING PROG 53 1/2	7,930.13
WASTEWATER INSURANCE RECOVER	19,163.82
MUNICIPAL FIRE SYSTEM 53 1/2	14,007.42
WATER DEPT INSURANCE RECOVER	86.25
CONSERVATION CONSULT REVOLV	398.17
MFD HAZARD MAYERIALS 53 1/2	2,872.57
HEALTH DEPT INSURANCE RECOVERY	314.00
SCHOOL INSURANCE RECOVERY	0.00
NEMAS RIV HERRIN/FISH 53 1/2	34,789.18
COMPOST BIN PROG 53 1/2	3,914.42
ZONING REVOLVING 531/2	11,426.92
LIBRARY INSURANCE RECOVERY	0.00
PARK REVOLVING 53E 1/2	24,757.13
VETERNS INSURANCE RECOVERY	500.00
SEMLEC MUTUAL AID	840.00
F/B DES SALE OF R.E.	8,000.00
POLICE FED GRANT LOCAL LAW	1,097.25
FED FIRE STAFFING GRANT	0.00
POLICE FED HOMELAND SECURITY	1,414.82
 TOWN TOTALS	 2,033,704.34
 TOTALS	 4,592,040.40

TOWN OF MIDDLEBOROUGH, MASSACHUSETTS
BREAKDOWN OF EXPENDABLE AND OTHER TRUST FUNDS FY 2012

EXPENDABLE TRUST FUNDS:

CEMETERY TRUST INCOME	0.00
MLH PEIRCE DRINKING FOUNTAIN	8,570.35
HOWARD MAXIM TRUST	2,391.36
RICHARD FUND FOR PARK DEPT	78,904.46
ENOCH PRATT LIBRARY FUND	15.57
ETHEL M DELANO SCHOLARSHIP	684.37
CALVIN MURDOCK TRUST FUND	30,456.87
MILDRED STEARNS TRUST	110.56
HULLAHAN TRUST LIBRARY FUND	1.66
K BARTLETT HARRISON SCHOLAR	501.82
CONSERVATION TRUST FUND	59,584.64
FRED LOBL SCHOLARSHIP TRUST	26.30
MYRA A SHAW SCHOLARSHIP	48.52
TOWN SCHOLARSHIP FUND	3,207.38
MARIA L H PEIRCE FUND	9,258.04
MARIA L H PEIRCE LUXURY FUND	22,899.86
JOHN S REED FUND	893.47
F S WESTON MEMORIAL FUND	36,489.12
REUBEN HOWES FUND	143.77
THOMASTOWN CEM GENERAL CARE	132.50
CENTRAL CEMETERY	29.46
DRAKE CEMETERY	9.77
FALL BROOK CEMETERY	3,809.25
CEMETERY AT THE GREEN	68.02
HALIFAX CEMETERY	1,639.48
HIGHLAND ST CEMETERY	9.83
HOPE REST CEMETERY	167.62
NEMASKET HILL CEMETERY	44.65
PIERCE CEMETERY	1,374.52
PURCHASE CEMETERY	842.68
REED CEMETERY/MARION ROAD	1,965.68
ROCK CEMETERY	209.73
SACHEM STREET CEMETERY	4,446.07
ST MARY'S CEMETERY	170.83
SOUTH MIDDLEBORO CEMETERY	15,128.14
SUMMER STREET CEMETERY	1,557.42
TAUNTON AVE CEMETERY	1,695.98
THOMASTOWN CEMETERY	5,125.46
TITICUT PARISH CEMETERY	198.34
WAPPANUCKET CEMETERY	1,394.46
STABILIZATION FUND	349,600.59
C.O.A. TRUST FUND	528,317.51
WORKMENS COMP TRUST FUND	74,727.03
PROP & LIABILITY TRUST FUND	0.00
STABILIZATION DEBT	1,194,217.79

TOTAL 2,441,070.93

STUDENT CHECKING FUND 89 B/S PURPOSES 42,000.00

TOTALS 2,483,070.93

TOWN OF MIDDLEBOROUGH, MASSACHUSETTS

BREAKDOWN OF AGENCY FUNDS FY 2012

DUE TO FISH & WILDLIFE	\$	-
DUE TO OF MA SALES TAX	\$	-
DUE TO COMM OF MA-FIREARMS	\$	5,950.00
ABAND PROP/UNCLAIM PAYROLL	\$	1,836.84
ABAND PROP/UNCLAIM VENDOR	\$	34,734.25
G&E ABANDON/UNCLAIMED PROP	\$	3,231.30
DEPOSITS TO GUARANTEE PAYMNT	\$	9,733.41
DOG POUND DEPOSITS	\$	3,877.00
REGISTRY FEES	\$	-
DEPUTY FEES	\$	7,000.70
PLANNING BOARD INVST ACCT	\$	1,161.07
SARKES/SURETY EARTH REMOVAL	\$	118.82
RIVER EDGE I	\$	16,599.73
PINE MEADOW PHASE I ESCROW	\$	1,085.76
CRANBERRY COUNTRY ESTATES	\$	46,031.99
RACHAEL'S COURT ESCROW	\$	1,250.56
CRANBERRY PINES ESCROW	\$	-
MIDDLEBORO CROSSING ESCROW	\$	37,401.93
MATHER WOODS POND CRANBERRY	\$	48.60
PINE BROOK ESCROW	\$	-
PEBBLE BROOK ESTATES ESCROW	\$	144,115.63
PRELUDE ESTATES II ESCROW	\$	0.03
ABBAY LANE ESCROW	\$	1,885.39
MARILYN BROOKE ESTATE ESCROW	\$	-
OTIS PRATT ESCROW	\$	3,127.48
PLEASANT VIEW ESTATE ESCROW	\$	218.51
REDLON COURT ESCROW ACCOUNT	\$	1,269.66
TINKHAM ESTATES ESCROW	\$	6,622.29
WINDSOR VILLAGE ESCROW	\$	9,028.22
TALL PINE ESTATES ESCROW	\$	-
SALEM HEIGHTS ESCROW	\$	6,718.75
WEST SIDE II ESCROW	\$	16,222.10
ELISHA PLACE ESCROW (SMITH)	\$	10,243.79
MILLERS BROOK ESTATE	\$	798.85
MEADOWBROOKE FARM ESCROW	\$	3,375.00
ACORN RIDGE ESCROW	\$	9,498.32
PINE RIDGE ESCROW	\$	642.39
HIGHLAND III (3) ESCROW	\$	4,891.23
MCCRILLIS FARM ROAD ESCROW	\$	160.99
LOUIS HAMMOND ESCROW	\$	607.96
WOODLAWN STREET ESCROW	\$	8,589.30
VILLAGE SQUIRE ESCROW	\$	46.28
LEWIS GORDON ESCROW	\$	-
REBECCA ESTATES ESCROW	\$	-
MIDDLEBORO PARK @495 ESCROW	\$	2,100.25
OAK POINT PHASE 4 ESCROW	\$	434,521.42
HERITAGE CROSSING ESCROW	\$	-
HEIDI LANE II ESCROW	\$	10.42
REBECCA ESTATES II ESCROW	\$	-
TARRAGON ESTATES ESCROW	\$	2,002.38
BROOKSIDE ESTATES ESCROW	\$	435,254.97
COTTONWOOD ESTATES ESCROW	\$	33,744.16
COLARUSSO WOODS ESCROW	\$	-
THE UPLANDS ESCROW	\$	-
EDGEWAY MOBILE PARK ESCROW	\$	141,242.90
CINNAMON RIDGE ESCROW	\$	-
THE MEADOWS ESCROW	\$	9,156.65
GREYSTONE REALTY INC.	\$	12,093.05
GATEWAY TO CRANBERRY KNOLL	\$	3,788.56
WILLOW TREE ESTATES ESCROW	\$	-
PINE MEADOW II ESCROW	\$	10,680.95
PADCORP/DAVID GABRIEL ESTATE	\$	11,263.56
ZBA-CONROY DEVELOPMENT	\$	-
PLANNING-GATEWAY	\$	25,343.69
ZBA-TISPAQUIN FARMS-BAPTISTE	\$	12,630.41
FLEXIBLE SPENDING ACCT FUND	\$	-
FULLER ST DEV. - EARTH REMOVAL	\$	50,000.00
OAK POINT SEWERAGE FACILITY	\$	100,343.84
ZBA-FERDINAND KILEY	\$	2.22
ZBA-DELPHC ASSOCIATES	\$	682.86
PLANNING- WILDFLOWER ESTATES	\$	12,135.16
PLANNING- CAMPANELLI II	\$	250,354.46
P.COLARUSSO-LOT 14 BROOKSIDE	\$	2,000.83
HBB SCHOOL STUDENT ACTIVITY	\$	13,610.11
LDL/SSS STUDENT ACTIVITY	\$	39,212.46
HIGH SCHOOL STUDENT ACTIVITY	\$	23,367.13
JT NICHOLS STUDENT ACTIVITY	\$	60,972.35
GOODE SCH STUDENT ACTIVITY	\$	12,874.79

TOTAL	\$	2,097,513.71
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TOWN OF MIDDLEBOROUGH, MASSACHUSETTS
BREAKDOWN OF RETAINED EARNINGS ENTERPRISE FUNDS FY 2012

RETAINED EARNINGS ENTERPRISE FUNDS:

WASTE WATER	\$ 1,816,508.49
WATER	\$ 1,738,271.24
GAS & ELECTRIC	\$ 36,394,399.89
TRASH	\$ 182,266.15

TOTALS	\$ 40,131,445.77
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TOWN TREASURER AND COLLECTOR

Statement of Cash and Investments
For the Year Ending June 30, 2012

Bank Accounts Classified by Depository:

Bank of America	110,630.49
Century Bank	46,735,638.98
Citizens Bank	6,294,198.03
Eastern Bank	1,610,693.50
Massachusetts Municipal Depository	2,494.08
Mechanics Bank	294,098.89
Rockland Trust Company	1,996,983.71
Rockland Trust Company (Student Activities)	150,051.84
Unibank for Savings	82,130.19
Webster Bank	140,442.48
Trust Funds	3,000,073.07
Cash on Hand	4,237.60
Citizens Bank (escrow accounts)	1,692,849.86
Eastern Bank (escrow accounts)	164,170.01
Less: outstanding checks	(3,537,770.01)
Total Cash and Investments	58,740,922.72

Long Term Debt Inside the Debt Limit	Outstanding July 1, 2011	+ New Debt	-Retirements	= Outstanding June 30, 2012	Interest Paid in FY 12
Buildings	4,246,075.		434,961.	3,811,114.	169,870.19
Departmental Equip.	1,053,000.		296,000.	757,000.	30,003.12
School Buildings	5,433,000.		387,000.	5,046,000.	206,012.24
School – All Other	203,814.		25,834.	177,980.	9,419.05
Sewer	383,908.		33,316.67	350,591.33	8,798.55
Solid Waste					
Other Inside	517,978.		43,215.	474,763.	18,063.58
SUB-TOTAL Inside	11,837,775.		1,220,326.67	10,617,448.33	442,166.73
Long Term Debt Outside the Debt Limit	Outstanding July 1, 2011	+ New Debt Issued	- Retirements	= Outstanding June 30, 2012	Interest Paid in FY 12
Land Acquisition- Park	310,000.		20,000.	290,000.	12,107.
Gas/Electric Utility					
Hospital					
School Buildings	10,736,035.		1,219,596.	9,516,439.	500,393.05
Sewer	2,614,000.		176,000.	2,438,000.	113,250.
Solid Waste	3,707,881.		268,381.	3,439,500.	200,652.30
Water	10,400,217.		795,013.	9,605,204.	387,391.48
Other Outside	1,460,038.	500,000.	96,949.13	1,863,088.87	
SUB-TOTAL Outside	29,228,171.	500,000.	2,575,939.13	27,152,231.87	1,213,793.73
GRAND TOTAL	41,065,946.	500,000.	3,796,265.80	37,769,680.20	1,655,960.46

Short Term Debt	Outstanding July 1, 2011	+ New Debt Issued	- Retirements	= Outstanding June 30, 2012	Interest Paid in FY 12
RANs – Revenue Anticipation Notes					
BANs – Bond Anticipation Notes					
Buildings		219,000.		219,000.	
School Buildings		520,000.		520,000.	
Sewer					
Water	350,000.		90,000.	260,000.	4025.20
Other BANs	60,000.	1,083,095.	20,000.	1,123,095.	689.80
SANs – State Grant Anticipation Notes	0.00				
FANs – Federal Grant Anticipation Notes					
WPAT Notes	300,000		300,000.	0.00	
Total Short Term Debt	710,000	1,822,095.	410,000.	2,122,095.	4715.00

Authorized & Unissued Debt As of June 30, 2012

Purpose	Date of Vote	Article Number	Amount Authorized	Less New Issues Retirements and/or Rescissions	= Balance Unissued 6/30/12
Land Off Miller Street	S.T.M. 9/21/09	14	450,000.	382,812 s.a.n. paid 8/10 40,000. B.A.N. – S T 20,000. pay down 8/11	7,188.
Water Bonds	S.T.M. 5/29/09	8	350,000.	90,000. pay down 8/11 260,000 Short term	0.00
Wastewater Treatment Plant	S.T.M. 10/3/2011	9	400,000.		400,000.
School Remodeling	A.T.M. 6/6/11	14	520,000.	520,000. Short term note 11/18/2011	0.00
Fire Department Equipment	A.T.M. 6/6/11	11	400,000.	400,000. Short term note 11/18/2011	0.00
Computer Equipment	A.T.M. 6/6/11	16	253,095.	253,095. Short term note 11/18/2011	0.00
Town hall and Library Remodeling Bonds	A.T.M. 6/6/11	13	219,000.	219,000. Short term note 11/18/2011	0.00
Road Construction	A.T.M. 6/6/11	17	188,000.	188,000. Short term note 11/18/2011	0.00
Public works Equipment Bonds	A.T.M. 6/6/11	12	172,000.	172,000. Short term note 11/18/2011	0.00
School Equipment Bonds	A.T.M. 6/6/11	15	70,000.	70,000. Short term note 11/18/2011	0.00
Total					407,188.00

STATEMENT OF INDEBTEDNESS- DETAIL

Long Tern Debt Outside the Debt Limit Report by Issuance		Outstanding July 1, 2011	+New Debt Issued	-Retirements	= Outstanding June 30, 2012	Interest Paid in FY 12
Water	4/15/94	30,000.		10,000.	20,000.	962.50
Water Treat.- Fac 12/15/99	ref.12/05	493,217.		61,013.	432,204.	22,823.48
Landfill Close out 12/15/99	ref.12/05	580,881.		74,381.	506,500.	26,827.20
School Project 12/15/99	ref.12/05	10,736,035.		1,219,596.	9,516,439.	500,393.05
WPT Sep. Sys. Bt. 10/15/97	1077	66,602.		11,100.40	55,501.60	
WPT Sep. Sys. Bett. 8/1/99	1077-1	108,508.		10,828.73	97,679.27	
WPT Sep. Sys. Bett. 6/1/01	1077-2	119,928.		10,020.	109,908.	
WPT Sep. Sys. Bett. 9/1/02 97-1077-C		150,000.		10,000.	140,000.	
WPT Sep. Sys. Bt. 12/14/06 97-1077-D		160,000.		10,000.	150,000.	
WPT Sep. Sys. Bett.	1077-E	255,000.		15,000.	240,000.	
WPT Sep SYS. Bett	1077-F	300,000.		15,000.	285,000.	
WPT Sep SYS Bett.	1077-G	300,000.		15,000.	285,000.	
WPT Sep SYS Bett.	1077-H		300,000		300,000.	
WPT Sep SYS Bett.	1077-I		200,000		200,000.	
Brook Street Landfill	3/1/04	117,000.		9,000.	108,000.	4387.50
Landfill Closure	3/1/04	65,000.		5,000.	60,000.	2437.50
Water Mains	3/1/04	1,300,000.		100,000.	1,200,000.	48,750.
Water/land Acquisition	3/1/04	605,000.		55,000.	550,000.	22,137.50
Water Mains-Nem. Street	3/1/04	80,000.		7,000.	73,000.	2,971.25
Water Mains-Wilder Street	3/1/04	55,000.		5,000.	50,000.	2038.75
Water Mains	11/15/05	1,866,000.		126,000.	1,740,000.	80,850.
Water meters	11/15/05	138,000.		46,000.	92,000.	5,750.
Water Sand Filter	11/15/05	78,000.		28,000.	50,000.	3,200.
Water -Pipes	11/15/05	30,000.		2,000.	28,000.	1300.
Water- Pump	11/15/05	4,000.		2,000.	2,000.	150.
Sewer	11/15/05	2,614,000.		176,000.	2,438,000.	113,250.
Landfill Taxable New Cell	9/15/07	1,768,000.		104,000.	1,664,000.	100,360.
Landfill Taxable New Cell	9/15/07	1,057,000.		63,000.	994,000.	59,980.
Landfill Taxable	9/15/07	64,000.		7,000.	57,000.	3,550.
Landfill Taxable	9/15/07	56,000.		6,000.	50,000.	3,110.
Wells	9/15/07	208,000.		13,000.	195,000.	8,136.38
Water mains	9/15/07	300,000.		20,000.	280,000.	11,707.
Water Equipment	9/15/07	198000.		34,000.	164,000.	7,251.25
Water Equipment	9/15/07	46,000.		9,000.	37,000.	1,648.12
Water - Pump Remodel	9/15/07	19,000.		2,000.	17,000.	721.50
Land Acquist. Park's Property	9/15/0	310,000.		20,000.	290,000.	12,107.
Water	5/09	4,950,000.		275,000.	4,675,000.	166,993.75
Total		29,228,171	500,000	2,575,939.13	27,152,231.87	1,213,793.73

Long Tern Debt Inside the Debt Limit Report by Issuance	Outstanding July 1, 2011	+New Debt Issued	-Retirements	= Outstanding June 30, 2012	Interest Paid in FY 12
Land Acquisition- Sch12/15/99 Re12/15/05	203,814.		25,834.	177,980.	9,419.05
Building Re Townhall12/15/99 ref. 12/15/05	1,449,075.		191,961.	1,257,114.	66,773.94
Architectural Service12/15/99 Ref.12/15/05	51,978.		7,215.	44,763.	2,388.33
WPT_Engineering- Sewer cw-01-38	210,908.		19,316.67	191,591.33	2,329.80
Fire Station 3/1/04	2,797,000.		243,000.	2,554,000.	103,096.25
Drainage Improvements 3/1/04	173,000.		14,000.	159,000.	6,468.75
Oliver mills Park Restoration 3/1/04	53,000.		11,000.	42,000.	1,758.75
School Remodeling 3/1/04	70,000.		6,000.	64,000.	2,585.
Remodel Jr. High School 9/15/07	2,187,000.		137,000.	2,050,000.	85,539.62
School Paving 9/15/07	28,000.		28,000.	0.00	577.50
High School Gym Floor 9/15/07	89,000.		6,000.	83,000.	3458.75
High School HAVC 9/15 /07	501,000.		36,000.	465,000.	19,386.25
High School Window repair 9/15/07	96,000.		8,000.	88,000.	3,700.
School Roof 9/15/07	1,518,000.		109,000.	1,409,000.	58,743.12
Cruiser Lap tops 9/15/07	16,000.		4,000.	12,000.	532.50
Police Cruisers 9/15/07	20,000.		20,000.	0.00	412.50
Rubbish Trucks 9/15/07	117,000.		117,000.	0.00	2,413.12
Remodel Jr. High 9/15/07	145,000.		10,000.	135,000.	5,653.50
Fire Equipment 9/15/07	17,000.		17,000.	0.00	350.62
Fire Equipment 9/15/07	15,000.		15,000.	0.00	309.38
School -High school Roof 5/01/09	578,000.		34,000.	544,000.	19,244.
School- Science Lab 5/01/09	221,000.		13,000.	208,000.	7,124.50
Land Acquisition- Gibbs property 5/ 01/09	215,000.		12,000.	203,000.	6558.50
Land Acquisition- Vaughn Street 5/01/09	198,000.		13,000.	185,000.	7,358.
Fire Ladder Truck 5/01/09	813,000.		68,000.	745,000.	24,885.
School Buses 5/01/09	26,000.		26,000.	0.00	520.
Police Cruisers 5/01/09	29,000.		29,000.	0.00	580.
	11,837,775		1,220,326.67	10,617,448.33	442,166.73

Respectfully Submitted,
Judy M MacDonald
Treasurer/Collector

REPORT OF THE BUILDING COMMISSIONER

The Building Department is responsible for compliance with The Massachusetts State Building Code, The National Electrical Code, The Massachusetts Plumbing, Fuel and Gas Code, The Architectural Access Board Code as well as The Town of Middleborough Zoning By-Laws.

The Building activity for year 2012 consisted of 1023 Building Permits, 49 Occupancy Permits, 22 Demolition Permits, 45 Sign Permits, 110 State Certificates and 48 Wood Stove, Fireplace and Chimney Permits.

There were 30 new single family dwelling permits and 4 condominium permits issued. There were a total of 7 permits issued for single family manufactured (mobile) homes and 69 apartments.

In March 2012 we started a program to bring the Town into compliance with the Building Code regulation that requires all fire escapes and egress balconies on other than a 1 or 2 family home are inspected and certified. This involved 77 properties throughout the town.

The Massachusetts Building Code, 780 CMR, section 1001.3.2 ***Testing and Certification: All exterior bridges, steel or wooden stairways, fire escapes, and egress balconies shall be examined and/or tested, and certified for structural adequacy and safety every five years, by a registered design professional, or others qualified and acceptable to the building official; said engineer or others shall then submit an affidavit to the building official.***

This department continues to provide quality service to our residents and is dedicated to protecting the health, safety and welfare of our community.

Respectfully submitted,

Robert J. Whalen
Building Commissioner
Zoning Enforcement Officer

REPORT OF THE INSPECTOR OF WIRES

Once again the time has come for our annual town report. The economy has left new housing starts somewhat flat, remodels, service changes, and renovations have continued at a steady pace.

The construction of residential units at the former Winthrop Atkins facility, now known as Star Mills is continuing. As some final inspections are now being conducted. With the conclusion of the waste water treatment plant at the Hannah Shaw home, construction has begun on a very large new addition.

Ocean Spray Cranberries has continued work on a new addition, housing a complete new processing line. The new line and the building being constructed to house this line, requires a large amount of new wiring.

As always, it has been a pleasure to serve the Town of Middleborough.

Sincerely,

Bill Gazza
Inspector of Wires

REPORT OF THE PLUMBING AND GAS INSPECTOR

2012 has shown improvement from the previous year. New construction has improved and remodeling have continued to increase due to lower home prices and interest rates.

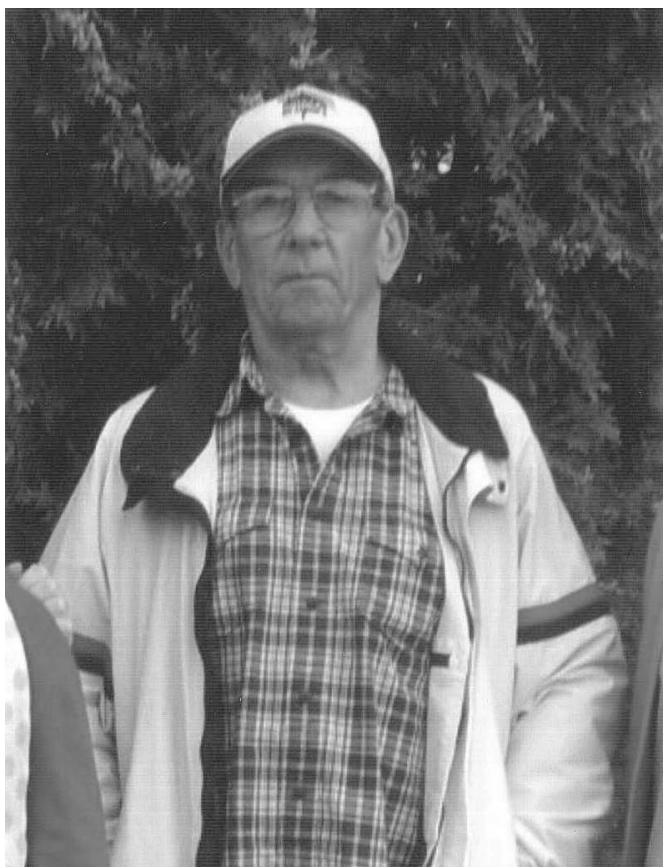
There has been a demand for oil to gas conversions updating many inefficient systems. Ongoing projects for the year has been the renovation of Star Mill apartments, Trucchi's Supermarket and Ocean Spray Cranberries.

The total revenues for year 2012 Plumbing Permits were \$ 45,985.85, the total revenues for Gas Permits were \$ 21,310.00 and the total revenues for Sewers Permits were \$ 650.00 for a Grand Total of \$ 67,945.85. The total numbers of permits were 941.

I am looking forward to continuing to serve the Town of Middleborough in the coming year.

Respectfully submitted,

Jon (Jay) Catalano
Plumbing and Gas Inspector



It is with great sadness that I share the unexpected passing of Walter A. "Butch" Adamiec, 66 of Middleborough who dies on July 7, 2012.

Walter attended Memorial Junior High School with fellow classmate Don Boucher. There they were kept under the watchful eye of then assistant principal Harry Pickering.

Walter was a graduate of Middleboro High School, Class of 1963 and was a proud member of the Carpenters Union for 40 years.

Walter served as Building Inspector for the Town of Middleborough for 17 years. He will be remembered for his hands on participation, expertise, and entertaining stories.

His proficiency as an inspector and his knowledge as local historian will surely be missed.

REPORT OF THE CONSERVATION COMMISSION

The Middleborough Conservation Commission is a seven-member board of volunteers which was voted into the Town Government by Article 25 at the 1962 Annual Town Meeting. They are charged to administer and enforce the Wetlands Protection Act (M.G.L. Chapter 131, Section 40) and its Regulations (310 CMR 10.00). It charges local Conservation Commission's with the responsibility of protection of wetland resource areas and insuring that they perform their stated functions: water supply protection, groundwater protection, prevention of pollution, flood control, storm damage prevention, protection of wildlife habitat and protection of fisheries and protection of the riverfront area. Dredging altering and filling are regulated by this Law. "Wetlands" are not just cattail marshes. They include intermittent streams, riverfronts and other areas that may be dry for extended periods during the year.

The Commission is authorized by the Wetlands Protection Act to hold public hearings on all projects within 100 feet of any wetland, including cranberry bogs and within 200 feet of a perennial river or stream. In 2012, the Commission held public hearings for one hundred and twenty-four (124) proposals. Of those proposals, twenty-five (25) received Orders of Conditions (permits), and one (1) was denied a permit by the Commission. The applicant appealed the decision and after review by the Department of Environmental Protection the applicant received an Order of Conditions, Denial without Prejudice. A permit issued by the Commission was appealed by abutters and after review by the Department of Environmental Protection, the abutters received a Superseding Order of Conditions, Affirmation. One (1) Extension permit was issued. The Commission also issued twelve (12) Determination of Applicability permits, Five (5) Amended Order of Condition permits, Seven (7) Abbreviated Notice of Resource Area Determination permits, Twenty (20) Certificates of Compliance permits, One (1) Partial Certificate of Compliance permit, and Two (2) Emergency Certificate permits. There were several cases ongoing at years end. In August 2012 the Massachusetts Legislature passed the "Permit Extension Act" allowing an additional two years for permits "In effect" or "In existence" between August 15, 2010 and August 15, 2012 due to the economy. The Commission also dealt with Forty-

Three (43) Complaints/Enforcement Issues. In the hearing process the Commission and/or its Agent is required to visit the proposed construction site to evaluate the accuracy of a delineated wetland line and proximity of the project to that line. Over two hundred and thirty site inspections were done. The Commission receives plans which are carefully reviewed. At the public hearing all "bugs" are ironed out. Depending on the size of the project this may take one or innumerable meetings. The end result is a finally tuned permit that will insure protection of the areas resources for years to come.

There was one opening on the Commission this year. We would like to welcome Janet Miller for being appointed in May.

On August 16, 2012 the Commission updated and finalized their Policy.

The Commission also reviews and comments on projects that are before the Board of Selectmen, Zoning Board of Appeals and Planning Board. They also comment on environmental issues for town projects that are being considered by state agencies under the Mass. Environmental Policy Act (MEPA). All of this requires careful review and a timely response.

The Commission continued to work with the Health Officer and Building Inspector for a consistent review process that should assist property owners and developers.

The Commission worked with the Department of Public Works on several emergency certificates and would like to thank Mr. Bagas for doing a good job keeping them informed.

The Commission hosted the Massachusetts Association of Conservation Commissioners Fundamentals Courses in the fall. These courses are essential in the training of new Commissioners, as well as refresher courses. Commissioners from many towns were in attendance. Middleborough hopes to continue hosting these courses as well as other workshops of interest. The Public is always welcome.

In addition to the Commission's responsibilities of enforcing the Wetlands Protection Act, they had a very productive year in other areas, one of which was public outreach.

The Stuart Morgan Conservation Area, which is located on Long Point Road, continues to be a work in progress. This year Boy Scouts enjoyed the Morgan Conservation Area. The Commission is actively pursuing its Management Plan of this property. The Commission has an approved Forestry Plan and has commenced to perform maintenance on the active hayfield.

The Pratt Farm located on East Main Street continues to be the most used parcel. Trails for walking, running, snowmobiling, as well as sledding, cross country skiing, fishing, bird watching and many other activities can be enjoyed at the Farm. Boy Scouting activities, family reunions, the Samuel Fuller School Road Race, the Northbrook Academy Road Race and numerous other activities were held at the Farm this year. The Conservation Commission is currently working with the Office of Dam Safety (ODS) and our consultant to alleviate issues with the Dam at Pratt's ice pond. The ongoing project will insure that fishing, duck breeding boxes and ground water recharge will continue. With the revisions to

the Office of Dam Safety (ODS) Regulations, the Conservation Commission is required to submit updated Emergency Action Plans annually for the dam.

Town Forest, Chestnut Street. The Commission received a Forest Management Stewardship Grant for nine hundred and eighty-eight dollars from The Department of Conservation and Recreation. The Commission received the Grant Money to help offset the funding. Benjamin Forestry was hired to prepare a Forest Management Plan. This plan was approved by the Commission.

The Conservation Commission also manages over 450 acres of land and water bodies for open space and preservation purposes. The Open Space and Recreation Committee received final approval for the 2008-2013 Plan. The Commission would like to thank all the volunteers for their help getting the Plan approved by the state.

The Commission will be establishing a new committee in 2013 for the Open Space and Recreation Plan and ask anyone interested please contact the office at 508-946-2406.

The Commission would like to thank Lauren Bell for representing them on the Community Preservation Committee and also Janet Miller for replacing Lauren in November of 2012.

The Commission would also like to thank John Medeiros for representing them on the Citizens Environmental Health Impact Committee.

The Commission typically meets on the first and third Thursday of the month in the Board of Selectmen Meeting Room, at the Town Hall. The Commission meetings are broadcast on MCCAM for those residents who are unable to attend.

For more information about Conservation, the Commission's web-site can be viewed by going to www.middleborough.com/conservation. The Commissions Policy, Request for Group Use, Open Space and Recreation Plan as well as permit forms will be found on this site. There are also helpful links on this web-site.

As the Commission entered its 50th year it would like to thank those who called or stopped by with questions. The Commission tries to work with the public to protect the resources that, in turn, protect our town. We take our public service responsibilities seriously and we welcome your questions and comments.

Respectfully submitted:

Ronald D. Burgess, Chairman
D. Jeffrey Erickson, Co-Vice Chairman
Steven Ventresca, Co-Vice Chairman
Deborah Kirsch

Lauren Bell
John Medeiros
Janet Miller

REPORT OF THE COUNCIL ON AGING

Calendar year 2012 continued with some budget reductions of the fiscal year starting in July. Several line items have yet to be restored including the vacation coverage for transportation, and one position in the Supportive Day Program. Other positions continue to be reduced including the kitchen assistant position and hours to keep our grounds maintained. The biggest impact has been the continued 50% reduction of our perishable food line item for our food program. This spring, we will install our memorial brick walkway to the Gazebo rose garden and we thank everyone for their contributions.

We have continued to expand our services by seeking financial support from the community and from grants. The Maxim Foundation makes generous annual contributions to our general donation and outreach fund. They also pay for the monthly mailing of our newsletter. In addition, Rotary, Kiwanis, Lions, *Middleboro Friends Group*, *Oak Point Women's Group and Car Club*, *Hannaford Supermarkets*, *Ocean Spray Cranberries*, American Legion, Church of our Savior Outreach Group, Kohl's, Panera Bakery, TOPS theatre group, Timaron Club, Girl Scout Troops, Town Employees, Police and School Department and the Middleborough Services to the Elderly have all given time, money and coordinated food drives to support our efforts. For years, we have depended on the generosity from the Fireside Grill, now owned by Michael Barrett, to provide hot turkey meals on Thanksgiving which are delivered by volunteers to the homebound who would otherwise be alone. Thank you to the various groups of school children and troops who create lovely cards and homemade gifts to accompany our meals and bring cheer to all.

We continue to benefit from our collaboration with South Shore Community Action Council who offers the "Healthy Harvest" program which subsidizes area farms who then contribute bountiful, healthy produce for our food program. SSCAC also provides donations to our food pantry along with all the contributions from the community. The "Can you Help" program was established to encourage residents to contribute needed items to support the food program. It has been very successful and we thank the community. Approximately \$1,800. worth of goods was donated in addition to over \$1,500. in cash donations. We appreciate all the local farms and gardeners who share their bounty. Fresh vegetables and fruits are the first to be eliminated for those who are on a fixed budget.

Our food program serves over 1,000 meals per month in our daily lunch program and over 1,200 meals per month for our Meal on Wheels program which delivers a hot lunch to the homebound thanks to our dedicated volunteers who also provide a well being check in.

Volunteers are essential for our day to day operations and our 130 volunteers provide over 20,000 hours each year. These COA Volunteers work tirelessly, serving meals, caring for others in our day program, driving to deliver meals or bringing people to medical appointments, providing SHINE counseling, cleaning and decorating, working special events and teaching classes. We also participate in the “National Day of Caring” when large groups, sponsored by their employers, spend the day completing large projects that have been left undone, including painting and grounds maintenance. We continue our affiliation with the Senior Community Service Employment Program which provides stipends to our volunteers for them so serve 20 hours per week and also to our Senior Tax Work Off Program which has been expanded to 20 volunteers who serve 14 Town departments.

Our transportation service continues to be a service that many depend on and provided over 20,000 rides. The fixed route shuttle provides over 1,000 rides a month allowing those living in housing to have access to the medical center as well as shopping and downtown services. The route has been expanded to include the new Compass Medical Complex. Our dial a ride provides over 800 rides per month for curb to curb service for medical, food shopping and social needs. Out of town medical appointments are served by volunteers to provide rides to the dialysis and cancer treatment centers. We continue the shuttle ride from Middleboro to Taunton, three days a week. This schedule allows dialysis patients to receive their treatments and provides access to the Morton Hospital and its outpatient department. In addition, the route includes venues for shopping and employment and to Walmart to access additional bus routes to the region. The vans are wheelchair accessible.

The Supportive Day Program, more popularly referred to as the “Good Times Club”, continued to increase its average attendance throughout 2012. This nurturing, supervised care allows elders to remain home longer and provides a safe haven during the day. It also provides respite for full-time caregivers and gives them a chance for a much deserved rest and a chance to get their tasks completed. Many times we hear how our participants improve as they attend the program. The chance to socialize and be involved helps with issues of depression and isolation. We all benefit from a structured day and a place to call “home away from home”.

The COA continued as the regional office for the SHINE Program- Serving Health Information Needs of Elders, serving 31 Towns and Cities and coordinating over 50 volunteers, certified counselors. This Medicare grant, administered by the Executive Office of Elder Affairs, provided over \$70,000 in grant funding for personnel and program expenses. This allows us to better serve Middleboro residents and their caregivers with all their insurance needs.

The Outreach Department continues to provide a much needed service on its limited 20 hours of funding per week. Outreach coordinates the fuel assistance program, home visits, emergency food pantry, housing issues as well as education and referral to seniors, their caregivers and families. Many are served who are isolated and need an array of services including health care and home care services. Outreach also offers educational workshops and forums on a full range of health care issues including Diabetes Education, Elder Law Education Month and Pedi Care services. In addition, the COA received a grant from the Department of Public Health to offer an evidence based program entitled, “My Life My Health- a chronic disease management program.

We appreciate the contribution of yarn and quilting supplies, items for the gift shop, outreach and day program.

This was our fifth year sponsoring the Eat to Heat Program with the High School Key Club- a community supper fundraiser to provide help for fuel costs for residents.

Other important services include the AARP tax preparation appointments for assistance with tax returns, the circuit breaker and the tax stimulus package program for those who are eligible. We also provided legal assistance which addresses long term planning, Medicaid, wills, power of attorneys and health care proxies. The COA provides medical support in the form of durable medical equipment loans including wheelchairs, shower seats and many other pieces of equipment. Medical support was also given through auditory screenings, and blood pressure provided by the Town Nurses.

Support groups are well attended and provide a vital service. They included our Caregiver Support Group, Grief Support Group facilitated by Beacon Hospice, Vision Impaired and Diabetic Support Group. Other on-site support services are provided by the Town’s Health Department Nurses and Veteran’s agent.

Other programs and services at the COA continue to be popular and busy throughout the year. They include dance groups, card games, and shooting pool. Our knitting and crochet class continue to create warm goods to donate to local agencies including the police and fire, nursing homes, schools and the community Christmas Castle. Ongoing participants have improved their skills and physical abilities. We are able to offer seasonal celebrations which are important social events for many, proven by the attendance of close to 150 participants each month. We plan at least 4 affordable trips a year with a great effort to provide for a wide variety of interests and budgets. We have expanded our wellness program to include chair yoga. In addition, we now offer computer classes which have been very appreciated as participants learn to surf the web, email with family, create spreadsheets for data and join the world through technology.

One last comment is to thank the taxpayers for supporting the budget to do the work of the COA. We are fortunate to have a great building, a result of the vision of Leonard Simmons, which allows us to offer all of the wonderful programs. People always comment how comfortable and welcome they feel. We depend on our dedicated staff and we could not make it through the day without our hard working volunteers. We enjoy and take pride in the work we do here and in the many ways we help senior citizens and their families. It is clear that the population is aging and the demand for our services will only increase over time. The census states that we Middleboro now has over 5,000 seniors who are 60 and over and about 2,500 residents in the next age range from 50-60. It is our honor to serve Middleboro residents who have given their lives to taking care of others. We invite all of you down to the COA to be part of the great things we do either as a participant, a caregiver or a volunteer.

Respectfully submitted,

Andrea M. Priest
Executive Director

REPORT OF THE FIRE DEPARTMENT

Mission Statement

The Middleborough Fire Department is organized to provide for life and property safety from the threat of fires, natural or man-made disasters, and medical emergencies. This will be accomplished through planning, prevention, education, incident mitigation and appropriate application of technology.

The Middleborough Fire Department dedicates itself to the following values:

- To continually evaluate and improve our department.
- To conduct Public Education and Fire Prevention to maintain a safe community.
- To maximize employee skills through constant training.
- To work as one unified team to reach our goals.
- To deliver the highest quality customer service by qualified personnel.

Another year gone by and we continue to operate at dangerously low staffing levels, far below the national standard (NFPA 1710) and far below comparable departments, decreasing the safety of our firefighters, citizens and visitors. The loss of the Deputy Chief's position and Day Captain's position has increased the workload tremendously on the remaining staff, reducing our effectiveness and our ability to move forward. The reductions continue to force us to keep our North Station closed 100% of the time and South Station closed nearly 50% of the time while the fire department's responsibilities and emergency responses continue to increase. Emergency responses rose 7.5% and inspection 12.5%. Thanks to the current firefighting staff and their tremendous efforts we continue to answer the calls in the most professional manner possible.

Our Emergency Management Team was put through the test again this year, when in late October we experienced "Hurricane Sandy". The town was severely impacted by high winds that downed numerous power lines, trees and caused a tremendous increase in emergency calls. In an effort to effectively manage the increased responses and agencies, the Middleborough Emergency Operations Center (EOC) located in the Central Fire Station was activated. Opening the EOC brought the department heads of each agency that would be participating in the mitigation of the disaster into one place to collectively coordinate emergency operations. This proved to be instrumental in the coordination, control and mitigation of the incidents and surely assisted us in cost reimbursement from the Federal Emergency Management Agency (FEMA). To all the departments and agencies that assisted us in a very successful response; The Middleborough Town Manager, Board of Selectmen, Fire Department, Police Department, Department of Public Works, Animal Control, Board of Health, Conservation, Building Department and the Gas and Electric Department, Thank You!

Personnel: Our staffing level remains the same as it was in 1985, yet our population has increased and our responses continue to rise. As I stated above, budget reductions have forced us to operate at dangerously low staffing levels, far below the standard (NFPA 1710) and far below comparable departments, decreasing the safety of our firefighters, citizens and visitors.

Lt. John Bryant retired after 35 years of service to the town, his presence and experience will be missed. I wish him a long and healthy retirement. Due to Lt. Bryant's retirement Firefighter Scott Rebell was promoted to Lieutenant and Call Firefighter K. Patrick Murphy was hired as Full Time Firefighter.

Apparatus: Thanks to the hard work and dedication of the Capital Planning Committee (CPC) and to all that voted in favor of their plan, we have purchased a new pumping Engine. The new engine (Engine 2) has been ordered and we expect delivery sometime in the spring. This engine will replace the 1989 Maxim Engine 2. Over the past three years we have made great strides in addressing our equipment needs and with the five year plan the CPC has diligently planned out we will be in even better shape over the next three years. In the mean time we still operate several older vehicles that have proved to be a maintenance and safety concern. Our vehicle maintenance budget remains insufficient to maintain those vehicles.

Stations: Central Station (Station 1) - the station continues to serve us well and after six years of attempts to have the original contractor repair the apparatus floor covering we have finally addressed it. A&W Maintenance, Inc. of Middleborough has resurfaced the floor at a fraction of the cost of all other bidders. I would like to thank the Finance Committee for their assistance on the Reserve Fund Transfer to complete this project and I would like to thank A&W for their contribution and hard work. South Station (Station 2) – this year we were able to staff the station nearly 51% of the time, up from 40%. The apparatus floor is in poor shape with large cracks, poor drainage and poor exhaust ventilation, all of which will need to be addressed in the near future. North Station (Station 3) - unfortunately due to the lack of personnel remains un-staffed by firefighters. It remains in good condition however, is need of a heating unit. North Station still garages some of our apparatus, as well as the Department of Fire Services Rehab Unit and Incident Support Unit (ISU).

Equipment: as stated, our maintenance and equipment budget is insufficient to maintain our aging apparatus and equipment however with the purchase of some new vehicles it is getting better.

We are in desperate need of replacing many of our hose, hand tools, personal protective equipment and especially our portable radios.

Programs: We will never forget! on September 11th, the Middleborough firefighters saluted those lost with a private poignant ceremony at the Central Fire Station. Unfortunately the world was stunned by another senseless act of

terror in December, when a gunman killed 21 children and 5 adults in Sandy Hook CT. In memory of those lost and in an effort to assist in some small way, the Middleborough Fire Department and Bonnie Leonard partnered in a fundraising effort to assist the community of Sandy Hook. We put up a holiday tree at the Central Fire Station where people that wanted to donate a dollar or more would receive a black ribbon to place on the tree in remembrance of those lost. We raised nearly \$1,200 in a very short time for the Sandy Hook School Fund. Thank you to all that assisted and donated; I especially want to thank Dellarocco's Landscape, Crutchfield Signs, Lowe's, and Johnson Sign's for their donations. I would also like to thank Bonnie Leonard, Jake Wrigley, Marie Donnelly and Tim Kinch for their personal contributions.

In December we were fortunate to receive a Student Awareness of Fire Education (SAFE) grant from the Department of Fire Services (DFS) to fund this year's school program. Our Annual Papa Gino's sponsored Open House was another huge success. The Firefighter I intern program in collaboration with the high school continues to be a great success, thanks to the Coordinator Firefighter Laurence Fahey and all the firefighters that committed their time to teach the program. Without the funding and participation of the high school and individual support and donations to this valuable program we would not be able to continue. I would like to express a special thanks to the parents of "CJ" Brooks for their support and generous donation, CJ will forever be a part of the Middleborough Fire Department's Firefighter I Program. The Juvenile Firesetters program has been extremely active this year and we continue to strive to educate and keep our youngest citizens safe from the dangers of fire.

Thank you to all the firefighters, citizens, and town employees of Middleborough for your support and cooperation. Most importantly, I thank my family for their continued support and understanding.

Respectfully submitted,

Lance Benjamino
Chief of Department

REPORT OF THE FIRE SCIENCE PROGRAM

The Middleborough Fire Department and Middleborough High School offer an internship for high school seniors considering a career in the Fire Service. Our program follows the content and methodology of the twelve (12) week recruit training program required to be a full time firefighter by the Massachusetts Firefighting Academy.

This year, eight (8) students attended the Fire Science Program held at the Central Fire Station. They receive classroom instruction and practical training in the skills required for an entry level firefighter. Students are graded on academics, practical exercises and participation in the program. Upon completion of the program the student will have a general knowledge of the Fire Service and what is required to pursue a career. Highlights of the program are Self Contained Breathing Apparatus (SCBA), ladder evolutions, ropes and knots, vehicle extrication, cold water/ice rescue, C PR certification and a lecture and tour at the Massachusetts Firefighting Academy in Stow, MA.

Thank you again to the family of Christopher “CJ” Brooks, who donated generously to help offset the cost of running the program for our high school students.

In addition, thank you to Chief Benjamino and the officers and firefighters of the department for their continued support.

Respectfully,

FF Larry Fahey

REPORT OF THE COMMUNICATIONS DIVISION

The year, 2012, was a quiet for the Communication Division within the Middleborough Fire Department. We still have several key issues that need to be addressed, mainly the “dead” areas in town that restrict radio traffic. We have made the necessary requirements of “narrow banding”. Narrow-banding of all of the town’s radios has been completed and is operational. The Narrow-banding was required by the FCC in order to make more channels available for other public safety agencies. We continue to work towards expanding communications for our Emergency Operations Center.

A grant from MEMA has been awarded so that the EOC, in Central Station, will have new antenna’s that will improve the radio’s range. The radios in the EOC are used by MEMA and amateurs/ham operators in an event of a storm or disaster.

The Town frequencies are:

Fire	470.700
Police	470.825
School	461.537
DPW	470.600
Town Hall/Building Dept.	470.375

Respectfully Submitted,

Captain William Burke, Communication Officer

REPORT OF THE FIRE ALARM DIVISION

The Signal Communications Master Radio Box system the Fire Department uses has now been on line for 18 years (first boxes were on line in 1994). The computer system used to monitor the Master Radio Boxes tells us the location of the boxes and all pertinent information at the location of box. The Fire department monitors most town owned buildings for fire alarms, intrusion alarms, sprinkler water flows, sprinkler systems control valve tamper switches and also trouble conditions in the building alarm systems. The Fire Department also monitors all town well sites for the same conditions plus for medical alarms, equipment failure, natural gas leaks and low temperature readings with in each building.

With large warehouse and distribution centers in town along with multiple apartment complexes, this system helps by providing us with information as to what area in the building that the alarm originated from, what floor or section of building has the problem and also what device was activated (smoke detector, pull station, sprinkler water flow, etc.). This helps the Officer in Charge as to placement of apparatus and where to best enter the building. It also monitors the Fire Alarm Control Panel for troubles (low battery, ground fault and zone troubles) which enable us to contact the building owner to see that the troubles are corrected, and also the sprinkler valves to lets us know if someone is tampering with the sprinkler system.

We have added new radio boxes this year; the Town has 152 radio boxes on line, ranging in areas from the Titicut Green in North Middleborough to Oak Point Adult Community in East Middleborough also in the South Middleborough area. There is a radio box and Vision 21 with its antenna mounted on the water tower on Barden Hill to retransmit the signals from radio boxes in the South Middleborough and East Middleborough areas, which increases the areas of town we can monitor, this equipment has been updated this past year. We have also added a new computer system to the Vision 21 receivers in the main dispatch office to upgrade to the older system. The dispatcher can now monitor radio box conditions and operate different programs for the radio boxes at the dispatch center.

As the Town continues to grow and the demand for this equipment is needed we need to keep the system running as functional as possible, there has to be funds available to service and maintain these vital pieces.

Respectfully,

Captain Thomas E. Gaudette
Fire Alarm Superintendent

Captain Debra L. Burke
Assistant Fire Alarm Superintendent

REPORT OF THE DIVE TEAM

The Middleborough Dive Team consists of fourteen (14) highly trained and dedicated firefighters who are cross trained as divers. These divers are responsible for all water related emergencies within the Town of Middleborough and in any other community that requests our assistance thru the Plymouth County Mutual Aid system. Our divers are responsible for training with, and the up keep of, all the equipment required in the event of a water related emergency.

Middleborough has many large areas of water within its borders. There are several large ponds that are active year round, as well as many bog ponds. The Nemasket and Taunton rivers also run thru the town attracting many outdoors people. The team is constantly training to maintain their skills in the event they are called upon to perform any type of water emergency that may arise.

In addition to the normal underwater dive gear that a diver wears, the dive team has a varied assortment of equipment that is unique to water rescues; two (2) boats, one (1) air boat, two (2) ice sleds, wireless underwater communications systems, remote controlled underwater video camera, underwater air bags, two (2) kayaks, and many other pieces of rescue equipment.

Our dive truck is currently 41 years old. The truck (a 1972 Chevy step van) was originally donated by a businessman who used the truck for deliveries. The truck was converted to a dive truck, by the members of the fire department, and is used to house most of the teams dive gear. The truck no longer meets the needs of the dive team and needs to be replaced with a more modern truck that will house the equipment and meet the needs of today's dive team.

Due to the budget crisis that has been prevalent over the past several years it has become difficult to provide specialized training to our divers such as; Advanced Diver, Ice Diver, and Night Diver. Some of our senior divers currently maintain these certifications, but many of our less seasoned divers only maintain basic level and need to obtain these certifications in order to best serve the public in the event of a water related emergency.

The residents can be confident that the Middleborough Dive Team is ready and prepared in the event of any water related emergency.

Respectfully Submitted,

Capt. Glenn MacNayr –Divemaster

Middleborough Fire Department

Middleboro Permits Issued by Type (Summary)

Issue Date Between {01/01/2012} And {12/31/2012}

Permit Type	Count	Pct of Permits	Total Fees	Pct All Fees
59-21E ASSESSMENT RECORD REVIEW (21E)	7	0.3%	\$250.00	0.6%
59BL BLASTING PERMIT	3	0.1%	\$150.00	0.4%
59CW CUTTING & WELDING	12	0.5%	\$250.00	0.6%
59DUM DUMPSTER PERMIT	25	1.2%	\$625.00	1.7%
59F FIRE ALARM INSPECTIONS RESALE (26F) 1&	271	13.1%	\$6,775.00	18.4%
59F2 FIRE ALARM INSPECTION RESALE (26E) 3	2	0.0%	\$100.00	0.2%
59F3 FIRE ALARM INSPECTION RESALE (26E) 7 O	3	0.1%	\$225.00	0.6%
59FAC FIRE ALARM COMMERCIAL	23	1.1%	\$1,150.00	3.1%
59FAR FIRE ALARM RESIDENTIAL	77	3.7%	\$2,695.00	7.3%
59FF FUMIGATION & FOGGING OPERATIONS	1	0.0%	\$25.00	0.0%
59FLAM FLAMMABLE/COMBUSTABLE LIQUID & GAS STORA	38	1.8%	\$1,825.00	4.9%
59FORS FOREST PRODUCTS	2	0.0%	\$50.00	0.1%
59FR FIRE REPORTS	10	0.4%	\$55.00	0.1%
59FSHOOD FIRE SUPPRESSION SYSTEMS COMMERCIAL HOOD	2	0.0%	\$100.00	0.2%
59GUNCOM GUN POWDER & EXPLOSIVES (COMMERCIAL)	4	0.1%	\$200.00	0.5%
59GUNPRIV GUN POWDER PRIVATE USE (BLACK & SMOKELES	2	0.0%	\$50.00	0.1%
59LPA L.P. GAS EQUIPMENT AND INSTALLATION - ST	50	2.4%	\$1,250.00	3.4%
59LPU L.P. GAS EQUIPMENT / INSTALLATION - STO	12	0.5%	\$600.00	1.6%
59MR MODEL ROCKETS	1	0.0%	\$0.00	0.0%
59O OIL BURNER INSTALLATION / ALTERATION (F	63	3.0%	\$1,575.00	4.2%
59OBA OPEN BURNING AGR	38	1.8%	\$825.00	2.2%
59OBG OPEN AIR BURNING GENERAL 527 CMR 10.22	3	0.1%	\$25.00	0.0%
59OBR OPEN BURNING RESIDENTIAL	1257	60.7%	\$12,570.00	34.2%
59SP SPRINKLER SYSTEM INSTALLATION / ATERATIO	24	1.1%	\$1,200.00	3.2%
59TANKA STORAGE TANKS INSTALL / REMOVAL/RETROFIT	56	2.7%	\$1,395.00	3.8%
59TANKS FUEL OIL STORAGE (MAINTAIN NEW OR EXISTI	17	0.8%	\$800.00	2.1%
59TANKU STORAGE TANKS INSTALL / REMOVAL/RETROFI	4	0.1%	\$200.00	0.5%
59TTRUCK TRANSPORTATION OF COMBUSTABLES 119 GAL O	32	1.5%	\$775.00	2.1%
59TTRUCK2 TRANSPORTATION OF COMBUSTIBLES 120 GAL -	9	0.4%	\$450.00	1.2%
59TTRUCK3 TRANSPORTATION OF COMBUSTIBLES 5,001 GAL	1	0.0%	\$75.00	0.2%
59WA WASTE OIL STORAGE	19	0.9%	\$475.00	1.2%
Totals	2068		\$36,740.00	

Middleborough Fire Department

Incident Type Report (Summary)

Alarm Date Between {01/01/2012} And {12/31/2012}

Incident Type	Count
1 Fire	
111 Building fire	20
112 Fires in structure other than in a building	1
113 Cooking fire, confined to container	13
114 Chimney or flue fire, confined to chimney	8
116 Fuel burner/boiler malfunction, fire	3
117 Commercial Compactor fire, confined to	1
118 Trash or rubbish fire, contained	1
121 Fire in mobile home used as fixed residence	2
131 Passenger vehicle fire	9
137 Camper or recreational vehicle (RV) fire	1
140 Natural vegetation fire, Other	4
141 Forest, woods or wildland fire	22
142 Brush or brush-and-grass mixture fire	21
143 Grass fire	9
151 Outside rubbish, trash or waste fire	4
153 Construction or demolition landfill fire	1
154 Dumpster or other outside trash receptacle	1
160 Special outside fire, Other	1
161 Outside storage fire	1
162 Outside equipment fire	1
	<hr/>
	124

2 Overpressure Rupture, Explosion, Overheat(no fire)

200 Overpressure rupture, explosion, overhear	1
211 Overpressure rupture of steam pipe or	1
251 Excessive heat, scorch burns with no	3
	<hr/>
	5

3 Rescue & Emergency Medical Service Incident

300 Rescue, EMS incident, other	10
311 Medical assist, assist EMS crew	809
320 Emergency medical service, other	28
321 EMS call, excluding vehicle accident with	25
322 Motor vehicle accident with injuries	158
323 Motor vehicle/pedestrian accident (MV Ped)	5
324 Motor Vehicle Accident with no injuries	118
331 Lock-in (if lock out , use 511)	3
341 Search for person on land	2
351 Extrication of victim(s) from	1
352 Extrication of victim(s) from vehicle	3
381 Rescue or EMS standby	1

Middleborough Fire Department

Incident Type Report (Summary)

Alarm Date Between {01/01/2012} And {12/31/2012}

Incident Type	Count
3 Rescue & Emergency Medical Service Incident	
	1,163
4 Hazardous Condition (No Fire)	
400 Hazardous condition, Other	3
411 Gasoline or other flammable liquid spill	10
412 Gas leak (natural gas or LPG)	21
413 Oil or other combustible liquid spill	3
421 Chemical hazard (no spill or leak)	1
422 Chemical spill or leak	2
424 Carbon monoxide incident	16
440 Electrical wiring/equipment problem, Other	14
441 Heat from short circuit (wiring),	3
442 Overheated motor	3
444 Power line down	4
445 Arcing, shorted electrical equipment	17
460 Accident, potential accident, Other	1
463 Vehicle accident, general cleanup	29
	127
5 Service Call	
500 Service Call, other	6
510 Person in distress, Other	22
511 Lock-out	34
520 Water problem, Other	4
522 Water or steam leak	6
531 Smoke or odor removal	24
540 Animal problem, Other	1
541 Animal problem	2
550 Public service assistance, Other	7
551 Assist police or other governmental agency	28
552 Police matter	23
553 Public service	67
554 Assist invalid	26
561 Unauthorized burning	67
571 Cover assignment, standby, moveup	8
	325
6 Good Intent Call	
600 Good intent call, Other	17
611 Dispatched & cancelled en route	75

Middleborough Fire Department

Incident Type Report (Summary)

Alarm Date Between {01/01/2012} And {12/31/2012}

Incident Type	Count
6 Good Intent Call	
622 No Incident found on arrival at dispatch	81
631 Authorized controlled burning	17
632 Prescribed fire	1
650 Steam, Other gas mistaken for smoke, Other	2
651 Smoke scare, odor of smoke	25
652 Steam, vapor, fog or dust thought to be	1
653 Smoke from barbecue, tar kettle	2
661 EMS call, party transported by non-fire	1,469
671 HazMat release investigation w/no HazMat	1
	<hr/> 1,691
7 False Alarm & False Call	
700 False alarm or false call, Other	3
710 Malicious, mischievous false call, Other	1
711 Municipal alarm system, malicious false	1
712 Direct tie to FD, malicious false alarm	5
714 Central station, malicious false alarm	1
730 System malfunction, Other	3
731 Sprinkler activation due to malfunction	2
733 Smoke detector activation due to	48
734 Heat detector activation due to malfunction	3
735 Alarm system sounded due to malfunction	26
736 CO detector activation due to malfunction	6
740 Unintentional transmission of alarm, Other	10
741 Sprinkler activation, no fire -	5
743 Smoke detector activation, no fire -	89
744 Detector activation, no fire -	28
745 Alarm system activation, no fire -	97
746 Carbon monoxide detector activation, no CO	59
	<hr/> 387
8 Severe Weather & Natural Disaster	
814 Lightning strike (no fire)	2
	<hr/> 2
9 Special Incident Type	
911 Citizen complaint	12

Middleborough Fire Department

Incident Type Report (Summary)

Alarm Date Between {01/01/2012} And {12/31/2012}

Incident Type	Count
9 Special Incident Type	<hr/> 12

Total Incident Count: 3836

Middleborough Fire Department

Incidents by District (Summary)

Alarm Date Between {01/01/2012} And {12/31/2012}

District			Count
1	DISTRICT 1	NORTH	632
1A	District 1A North	(inside water district)	60
1B	District 1B North	(outside water district)	12
2	DISTRICT 2	EAST	343
2A	District 2A East	(inside water district)	30
2B	District 2B East	(outside water district)	20
3	DISTRICT 3	SOUTH	426
3A	District 3A South	(inside water districtt)	34
3B	District 3B South	(outside water district)	18
4	DISTRICT 4	CENTER & WEST	1,931
4A	District 4A Center and West	(inside water	254
4B	District 4B Center and West	(outside water	6
5	Mutual Aid		70

Total Incident Count: 3836

Middleborough Fire Department

Inspections By Occupancy Property Use

Date Completed Between {01/01/2012} And {12/31/2012}

Property Use		Number of Inspections
000-099 Property use, Other		
000	Property Use, Other	1
		1
100-199 Assembly		
110	Fixed-use recreation places, other	7
122	Convention center, exhibition hall	2
124	Playground	4
131	Church, mosque, synagogue, temple, chapel	12
140	Clubs, Other	5
141	Athletic/health club	10
150	Public or government, Other	115
151	Library	2
152	Museum	1
160	Eating, drinking places, other	7
161	Restaurant or cafeteria	19
		184
200-299 Educational		
200	Educational, Other	35
210	Schools, non-adult, other	9
211	Preschool	5
213	Elementary school, including kindergarten	36
215	High school/junior high school/middle	38
241	Adult education center, college classroom	14
254	Day care, in commercial property	1
		138
300-399 Health Care, Detention & Correction		
300	Health care, detention, & correction,	2
311	24-hour care Nursing homes, 4 or more	88
321	Mental retardation/development disability	1
340	Clinics, doctors offices, hemodialysis	2
341	Clinic, clinic-type infirmary	2
342	Doctor, dentist or oral surgeon office	11
363	Reformatory, juvenile detention center	7
		113
400-499 Residential		
400	Residential, Other	4
419	1 or 2 family dwelling	507
429	Multifamily dwelling	60
439	Boarding/rooming house, residential hotels	4
449	Hotel/motel, commercial	30

Middleborough Fire Department

Inspections By Occupancy Property Use

Date Completed Between {01/01/2012} And {12/31/2012}

Property Use		Number of Inspections
459	Residential board and care	2
460	Dormitory-type residence, other	11
464	Barracks, dormitory	1
		<hr/>
		619
500-599 Mercantile, Business		
500	Mercantile, business, Other	44
519	Food and beverage sales, grocery store	24
557	Personal service, including barber &	1
571	Service station, gas station	13
579	Motor vehicle or boat sales, services,	9
592	Bank	21
593	Office: veterinary or research	4
599	Business office	10
		<hr/>
		126
600-699 Industrial, Utility, Defense, Agriculture, Mining		
610	Energy production plant, Other	2
629	Laboratory or science laboratory	1
639	Communications center	3
647	Water utility	7
648	Sanitation utility	4
655	Crops or orchard	7
669	Forest, timberland, woodland	1
679	Mine, quarry	1
		<hr/>
		26
700-799 Manufacturing, Processing		
700	Manufacturing, processing	145
		<hr/>
		145
800-899 Storage		
800	Storage, Other	3
839	Refrigerated storage	7
849	Outside storage tank	1
888	Fire station	3
891	Warehouse	33
899	Residential or self-storage units	6
		<hr/>
		53
900-999 Outside or Special Property		
935	Campsite with utilities	4
984	Industrial plant yard - area	1
		<hr/>
		5

Total Inspections

1410

REPORT OF THE STUDENT AWARENESS OF FIRE EDUCATION & JUVENILE FIRESETTERS INTERVENTION PROGRAM

FIRE S.A.F.E. MISSION STATEMENT

The mission of the fire S.A.F.E (Student Awareness of Fire Education) program is to better Educate our children in the awareness of fire. To recognize its potential, both good and bad, To make good conscious decisions. To know the difference, for it could result in the safety of destruction of one's life or property, and to share and educate their families.

In this past year, we were able to deliver the S.A.F.E. (student awareness of fire education) program to the Middleborough School system as funding for the program comes from within the Fire Department budget and a state grant. Due to the deficit in both local and state budgets, monies are extremely tight for this viable program. We still are **unable** to reach all of the students each year. We are hoping to continue to provide safe education with in the local schools and community in the future, we have in the past. The Middleborough Fire Department has been involved with the school curriculum for the past 19 years.

Our annual open house, during fire prevention week in October was once again a great success. This is largely due to the dedication of fire personnel, family members and volunteers. Across the Commonwealth, the corporate office of Papa Gino's was able to provide sponsorship for Fire Prevention Week as in past years. This provided us with giving visitors a snack for our open house. Also, we would like to thank the Middleborough Police department, Plymouth County Sheriff's Department, United States Coast Guard Auxiliary, Brewster Ambulance, Bristol Plymouth Regional Technical School, Whitman Amateur Radio Club and local organizations for setting up educational displays and providing educational lectures.

We have had many groups visit the fire station upon request for tours and educational sessions, such as Girl Scout & Boy Scout troops, private schools and local elementary schools.

The S.A.F.E. staff has visited this past year at local elementary schools, private pre-schools local day camps, C.O.A. and local business in providing fire safety education.

All educators attended the annual SAFE Educational Conference sponsored by the Department of Fire Services. This provides our educators the opportunity to enhance their teaching skills and explore new methods of delivering the S.A.F.E. message to the children of our community.

The Juvenile Fire Setters Programs (JFS) is comprised of educators from within our department that deal with children, one on one to educate them on the seriousness of fire play, false alarms and other negative behavior involving fire. As in the past years, we have extended our services to tour neighboring communities in coordination with the juvenile court system. In 2012, five juveniles that were referred to our JFS program through the court system; the cost of this program is absorbed through the fire department budget.

Respectfully submitted,

SAFE/JFS Staff

Captain Debra L. Burke	SAFE/JFS Educator
FF Larry Fahey	SAFE/JFS Educator
FF Rick Emond	SAFE/JFS Educator

REPORT OF THE EMS COMMITTEE

At a Special Town meeting on June 10th 1996, Town Meeting voted that a permanent Emergency Medical Service (EMS) Committee of seven members be appointed by the Town Moderator to meet quarterly, or at such other times as may be necessary, to assist the Town Manager and Board of Selectmen with various EMS related issues with a term of office of three years.

The Town of Middleborough has always contracted with a private ambulance service to provide E911 EMS services to the Town of Middleborough. The Town of Middleborough is presently in the second year of a three year contract with Brewster Ambulance Service with backup provided by the Middleborough Fire Department. The Brewster Ambulance Service contract with the Town of Middleborough requires that Brewster Ambulance Service provide the Town of Middleborough with one dedicated primary Advanced Life Support (ALS) Ambulance and one ALS backup Ambulance. The Primary Ambulance is stationed at the Central Fire Station.

Effective July 1, 2012 M.G.L. Chapter 6A requires all 911 Public Safety Answering Points (PSAPs) to provide Emergency Medical Dispatch (EMD). The statute mandated that all PSAPs have certified EMD personnel or to provide EMD through a certified EMD resource. By contract Brewster Ambulance Service is required to provide the mandated EMD dispatch for the Town of Middleborough.

Brewster Ambulance Service is headquartered in the Jamaica Plain section of Boston. They maintain a satellite office at 28 Wareham Street, Middleborough, where they house four Ambulances, two Advanced Life Support and two Basic Life Support. In 2012, Brewster responded to 3,664 E911 EMS calls in the Town of Middleborough and transported 2,359 patients to area hospitals.

Brewster Ambulance Service is required by contract, to submit any and all run reports to a Quality Assurance/Quality Improvement (QA/QI) Agency to be audited to assure that Brewster Ambulance Service meets all the standards and protocols of patient care per Massachusetts Office of Emergency Medical Service (OEMS) requirements.

To insure that the residents of Middleborough are receiving the best possible E911 service the EMS Committee meets quarterly with the Fire Chief, Brewster Ambulance Service and the QA/QI Agency to review Brewster's quarterly run report audits. Any infractions that have been identified by the QA/QI agency are

discussed. Brewster Ambulance Service is then required to provide the Town of Middleborough with a written plan of correction for any and all infractions that may have been identified.

All Brewster Ambulance Service Emergency Medical Technicians working in the Town of Middleborough are also audited by the QA/QI agency. By contrast, the Town of Middleborough may request that Brewster Ambulance Service reassign an employee currently providing emergency services to the Town of Middleborough.

The EMS Committee, along with the Fire Chief, drafts a Request for Bid (RFB) for E911 ambulance service every three years. The RFB is then sent to the Board of Selectmen to be advertised for bid. The bidders are then interviewed by the Committee and Fire Chief. The Committee and Fire Chief then pick the most qualified bidder. The Committee's choice is then presented to the Board of Selectmen with a recommendation that the Board award the contract to the bidder.

The EMS Committee is presently scheduled to meet quarterly on the third Thursday in February, May, August and November. When necessary the EMS Committee meets on other dates. All meetings are posted as required by M.G.L. Chapter 39 and are open to the public. The EMS Committee welcomes any and all comments or concerns from the public.

For the EMS Committee,

Gene Turney, Chairman

REPORT OF THE MIDDLEBOROUGH GAS & ELECTRIC DEPARTMENT

In spite of a stormy fourth quarter, 2012 began with a winter that was more like spring. The National Weather Service has confirmed that this past year stands as the warmest on record in the United States, and we can attest that winter natural gas use dropped an average of 20% compared to the previous year. Abundant supply reserves, due to the mild winter, and expanding shale exploration and production kept prices in the wholesale electric and gas markets at remarkably low levels for most of 2012, and the Northeast enjoyed the lowest energy prices since 2008. By the end of the year, MGED offered the lowest average power and gas rates in the region, and, as has been the past practice, MGED continues to lock in portions of our energy supplies, to support competitive rates for future years.

MGED implemented two purchase gas adjustment (PGA) reductions and five purchased power adjustments (PPA) during 2012, reducing the variable purchased gas and power portion of rates from 2011 levels by more than 20%, in order to track lower energy prices and to draw down MGED's Rate Stabilization Account (RSA). This important account is used to absorb spikes in power and gas supply costs, but the RSA level had been depleted during 2008-2009 when energy costs rose rapidly, and then replenished through rate adjustments in subsequent years. The purchased power reductions for 2011 and 2012 have begun the process of returning the RSA balances to approved levels.

At mid-year, our board of Commissioners chose our Power Supply Manager, Jacqueline Crowley, to head the Department as Interim General Manager when the previous General Manager accepted a buy-out of his contract. Ms. Crowley has worked at MGED for seven years and has more than 24 years of energy industry experience in utility operations, energy marketing, rates and regulatory affairs, strategic planning, renewable energy development and project management. Using a long-term approach, she's focusing on MGED's commitment to reliability, safety and competitive prices, with a renewed emphasis on staff development and retention. The MGED team is working to improve inter-departmental and community relationships to benefit our customers in Middleborough and Lakeville, and celebrates a long history of providing excellent electric, natural gas and customer service. This tradition was highlighted in the revival of MGED's Public Power Week open house in October, when we celebrated the first General Manager, George Philbrook, reminding visitors of our commitment to the public good. In 2013, Ratepayers can expect more MGED involvement in education programs, customer support and communications, as we expand our use of new technology, especially during emergency outage situations.

With a renewed customer focus, and at the board’s request, the Department expanded our residential energy conservation service to offer rebates for Energy Star rated appliance purchases as a pilot program. In the last quarter of the year, customers received rebates for 79 refrigerators and 14 dehumidifiers purchased from June through December. Based on that level of success, the board has approved an expanded program that will likely include appliance recycling and newer technologies to support customers’ investment in longer term energy savings, and all ratepayers will benefit from reducing peak demand and making better use of energy resources. At year’s end, our 2013 budget included the addition of municipal and commercial energy audits to help these consumers prioritize their investments in equipment to realize improvement in energy efficiency.

Our operating divisions were stellar in their everyday functions throughout the year and truly shined during the stormy final quarter. Electric division crews worked with the Middleborough Police department to install cable for security cameras at the four corners, downtown, helped the Highway Department remove trees and of course, installed the downtown holiday lighting. With the help of crews from Braintree, Mansfield and Norwood’s electric departments, we restored all outages on our distribution lines within 48 hours of Super Storm Sandy, benefitting from the mutual aid pact with our publicly-owned peer utilities, and made quick repairs to wires and poles during a November nor’easter. During the same storms, our gas division personnel helped clear roadways and delivered equipment for our crews and for the town. Customers and citizen-owners can follow our work and discover more about their utility including current rates, bill comparisons and help understanding their own energy use by logging on to our website – **MgandEonline.com**.

An audited financial report is available by calling the administrative office at 508-947-1371. For this report, we can provide the following abbreviated statements completed in 2012:

BALANCE SHEET	
	December 31, 2011
Utility Plant @ Original Cost	\$52,334,000
Less Accumulated Depreciation	<u>(35,894,000)</u>
Net Plant in Service	16,440,000
Cash & Equivalents	41,749,000
Other Assets	<u>8,907,000</u>
TOTAL ASSETS	<u>\$67,096,000</u>
Retained Earnings	38,390,000

Current Liabilities	3,297,000
Other Liabilities	<u>25,409,000</u>

RETAINED EARNINGS & LIABILITIES	<u>\$67,096,000</u>
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Operating Statement	Year Ended December 31, 2011
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OPERATING REVENUES	\$46,172,000
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LESS OPERATING EXPENSES	(44,004,000)
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OPERATING INCOME . . .	2,168,000
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OTHER INCOME . . .	90,000
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Payments to the Town . . .	<u>(503,000)</u>
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NET INCOME	<u>\$ 1,755,000</u>
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OPERATING HIGHLIGHTS . . .

	2011	2010
Electricity Sold (Kilowatt-hours)	252,643,140	254,059,869
Gas Sold (Hundreds of Cubic Feet)	7,615,714	7,084,540
Customers Served:		
Electric	15,918	15,868
Gas	5,050	4,969
Number of Employees	52	52

REPORT OF THE HEALTH DEPARTMENT

The Health Department continues to provide public health services and conduct surveillance for the community of Middleborough. We issued approximately 1,070 food service related permits, 166 stable permits, 108 septic permits with plan reviews and associated 110 percolation tests, 53 installers permits and Title 5 reports, 20 well permits and review, 35 tobacco permits, 20 septic pumping trucks and 15 rubbish truck permits, 20 pool permits and 15 camp/motel permits. The Health Department receipts are the similar this year to last year with a 4% increase at \$300,888. which is still down due to the economy as reflected in most areas of permits relative to the building slowdown.

We also spend a great deal of time planning and preparing for public health emergencies such as pandemics and natural disasters. Emergency Dispensing site plans were updated, Medical Reserve Corps (MRC) recruitment and training was increased, partnerships were formed with area Citizen Emergency Response Teams (CERT) and amateur radio operators have been assisting with our communication plans, training, and equipment. The MRC and Animal Control participated in the Christmas Parade this year with our Christmas Tree disaster display and the Animal Control Large Animal Rescue Glide handing out family and animal emergency preparedness information to the public. Many of these volunteers have assisted at the flu clinics and as shelter volunteers. These are your neighbors and friends so if you see them, make sure to-

“THANK A LOCAL HERO!”

-and call the Health Department if you want to become one of our trained emergency volunteers!

The annual Rabies Clinic, co-sponsored with the Pocksha Canine Club was well attended this year. Almost 200 animals were vaccinated against the threat of rabies by Dr. Dave Johnson and his staff from the Middleboro Animal Clinic. We thank all of those responsible pet owners in our community and remind everyone to please have your dogs, cats and ferrets vaccinated against rabies. IT IS THE LAW – and it reduces the risk of human exposure.

The Animal Inspector continues to assist large animal owners with programs such as Middleborough’s Large Animal Rescue Program and promoting Fire Safety and Prevention for Barns. We encourage you to pick up a Fire Safety and Prevention Brochure at the Middleborough Health Department or call Animal Inspector, Jessica Gardner at, 508-946-2408, if you have any questions about any of these programs.

Construction is still down due to the economy. Percolation tests are generally scheduled in advance, so the Health Department urges everyone to call early for

appointments. In addition, anyone selling their home should plan on obtaining the state required Title 5 inspection prior to listing the property so they will have adequate time to address any unforeseen problems with their septic system. For those that need financial assistance to replace their failed septic, the Health Dept. can assist you through the low cost loan program.

Public Health issues addressed this year by the Health Department included emergency planning and response and compliance with the state mandate of weekly water testing of beaches throughout the summer months. We had 55 complaints for housing issues this year and time consuming associated legal action.

Monitoring the community risk and impact by West Nile Virus and EEE was of major concern this year with early EEE indications in the region. Nothing is as effective as personal protection and precaution. We urge everyone to use appropriate personal protection and again ask everyone to please look at your property this spring and eliminate any buckets, tarps, tires or unmaintained swimming pools where these mosquitoes breed. Special thanks to Plymouth County Mosquito Control for their early season efforts and timely reports throughout the mosquito season. These mosquitoes can breed in organic rich, stagnant water found in puddles or containers around your property. Please help us minimize the threat by using repellent when outdoors, eliminating breeding areas on your property and reducing your exposure during mosquito active periods at dawn and dusk.

A \$5,000.00 CDC Capacity Building Grant and a \$6,000.00 grant from the Dept. of Public Health were received this year for our Medical Reserve Corps operations and training. Watch for announcements of future trainings to protect yourself and your family. Please call or come into the Health Department if you would like to be a part of this unit. We are comprised of the communities of Middleborough, Halifax, Plympton, Wareham, Mattapoisett, Marion, and Rochester and anticipate this will enhance preparedness for our communities here in the Southeast. We urge you all to get involved and volunteer, BE A LOCAL HERO!

Middleborough is part of the Plymouth Regional Emergency Management Coalition for Health Departments. Monthly meetings are scheduled with the coalition towns' representatives to develop plans and coordinate training and response activities. The Health Department has received emergency response equipment, vaccination supplies, personal protection equipment and supplies, and training for the nurses and the inspectional staff. Most all of the training programs attended this year by the Health Department staff were paid for through coalition funding. It is anticipated that a regional approach to emergency response and the new equipment and training will better prepare us in the event of an emergency.

We are pleased to report that there was no serious water quality issues noted during the seasonal inspection of public/semi-public swimming pools, ponds, campgrounds or recreational camps.

Our department has responded to complaints associated with housing, hoarding, rubbish, construction waste, animals, food service, air quality, water quality, septic systems and numerous other issues. Housing complaints are on the rise presumably in part due to the downturn in the economy and the Health Department has identified this issue as the next priority public health issue to be addressed both in conditions of existing units and in availability of affordable housing.

A number of residents have received assistance to upgrade their septic systems through the DEP funded betterment program, which provides low cost loans to residents for septic repairs. This past year we have assisted fourteen households with over \$258,000.00 in loans granted. Contact the Health Department for more information.

The Health Department extends an invitation to all residents to visit us in the bank building on the second floor and learn of our activities and services. Pick up our Public Health Nurse's brochure and a copy of the booklet on the "Flu-What you can do".

The Health Department is most grateful to the various town departments for their assistance in dealing with the many issues that come through the Health Department.

Respectfully submitted,

Jeanne C. Spalding
Health Officer

ANIMAL CONTROL

Middleboro Animal Control had a productive year in 2012. The Department received 1708 calls into the office. The call break down was: Loose Dogs 613, Dog Surrender 13, Dog Bite 44, Barking Dog Complaints 49, Cat Issues 227, Wildlife/Livestock Issues 299 Animal Well Being Check 83, Adoption Inquiries 84, Donation Offers 31, Misc Calls 263. From those calls the ACO responded to 81 off duty/after hours incidents. The Department handled 106 dogs through the shelter in 2012.

The Animal Control Officer acknowledges the indispensable assistance of Jessica Gardner - Animal Inspector/ Health Inspector. Ms. Gardner's efforts through the Health department and the Animal Control Department are integral to both departments and she is tireless in her professionalism and aptitude of her tasks.

The Middleboro Animal Control Department wishes the former PT ACO's Ashley Oliver and Jennifer Nash its best wishes on their new careers and is grateful for their help while part of the Animal Control team.

The duties of this department would not be possible if it weren't for the combined efforts by the Middleboro Highway Department, Middleboro Health Department, Town Clerk's Office, Fire and Police Departments. The more severe animal cases handled by the Department continue to be assisted by Officer Chris Charbonneau of the Massachusetts Society for the Prevention of Cruelty to Animals Law Enforcement.

I would kindly like to thank the following for their support in 2012: Dr. Johnson and Dr. Harrison as well as the entire staff at the Middleboro Animal Clinic for providing vet care for our animals. Our cat issues were largely referred to the Nemasket Orphaned Animal Humane (NOAH) or the Standish Humane Society. Our sick and injured wildlife are all tended to by great people at the Cape Wildlife Center. This year the shelter was aided by Justin Wilbur and the scouts from Troop 20 with basic repair and yard clean up.

This year I am honored to report that the shelter received \$2,095.00 in donations from businesses and individuals. I wish to personally extend my continued thanks to the Oak Paws Pet Club for their continued contributions, Hannaford Supermarket for their food drive and the students and families of the Memorial Early Childhood Center for their annual food donation.

Finally, I wish to extend my personal thanks to all the individuals that I have been fortunate to work for and with during my time as your Animal Control Officer. It has been a privilege and as I venture on a new career path I trust the department will flourish and continue to be a leading example in the field of animal care.

The ACO would like to remind Middleboro residents that it is Massachusetts state law that all dogs need to be licensed and up to date on their rabies shots.

Jayson Tracy, Animal Control Officer

ANIMAL INSPECTOR

The following is the 2012 yearend report of Animal Inspector activities for the Town of Middleborough: January 1st 2012 through December 31st 2012.

<u>Order of Quarantine Type:</u>	<u>#:</u>
10 Day Animal Bite Quarantines	45
45 Day Exposure Quarantines, animal currently vaccinated for rabies	19
6 Month Exposure Quarantines, animal not currently vaccinated for rabies	13
Proximity exposure to Confirmed Rabid Animal/currently not vaccinated	1
Submitted Samples for Rabies Testing = neg. result (submitted by Health Dept.)	
Submitted Samples for Rabies Testing = pos. result (submitted by Health Dept.)	1
Summary of Submitted Rabies Positive Samples:	
1 Skunk-collected from South Street	(positive)
Submitted Samples for Rabies Testing = neg. result (submitted by other source)	4
Submitted Samples for Rabies Testing = pos. result (submitted by other source)	0
Summary of Submitted Rabies Positive Samples:	

A total of 165 properties were inspected for the purpose of completing the state barn book inspections.

The year 2012 has been a challenging year combating mosquito borne viruses for both people and animals. I encourage everybody to take extra steps and precautions for the following years to keep you, your family and pets safe from these devastating diseases. During mosquito season be sure to remove any standing water that can become a breeding ground for mosquitos (old tires, buckets, tarps etc.), avoid outside activities from dusk to dawn, use approved and age appropriate repellents and most importantly vaccinate your animals! If you have any further questions or concerns regarding mosquitos control please the Middleborough Health Department. In addition, the Middleborough Animal Control Department had successfully rescued a horse stuck in the mud this past fall using the new Large Animal Rescue Glide and Ambulance equipment obtained through grants and donations. The article of this event can be found in the Middleborough Gazette.

Respectively Yours,

Jessica E Gardner
Animal/ Health Inspector

REPORT OF THE MIDDLEBOROUGH HOUSING AUTHORITY

The Middleborough Housing Authority respectfully submits this report to the Town of Middleborough for the year ending December 31, 2012.

The Middleborough Housing Authority (MHA) continues its endeavors to provide decent, safe and sanitary housing to low income residents. Presently, the Housing Authority oversees 356 housing units which includes the family housing complex at Archer Court; the elderly/handicapped housing complexes at Riverview Apartments and Nemasket Apartments; a special needs housing complex on Woodland Avenue; as well as State and Federal subsidized rental assistance programs with private landlords.

Our focus during the past few years has been to implement energy efficient and accessibility improvements. We continue to implement energy conservation needs identified in the Middleborough Gas & Electric Company's 2010 audit of our properties. Working with Middleborough's Office of Community and Economic Development (OECD), we received an American Recovery and Reinvestment Act (ARRA) grant for improvements to the Community Building at our Nemasket development. This building is now fully accessible and the changes also incorporated energy efficient lighting and water conservation improvements to the kitchen, bath and laundry rooms. MHA secured funding from the Commonwealth of Massachusetts State-Aided Public Capital Improvement Program and an ARRA grant to replace the 50+ year old boilers at the Nemasket elderly developments and the furnaces at our Special Needs property. Again this year, siding and insulation work was completed on another building at our family development. As the budget permits, each year we are installing more energy efficient interior and exterior lighting, appliances and water saving fixtures. These measures have already resulted in substantial cost savings. These improvements demonstrate our continued commitment to provide and maintain safe, affordable housing for Middleboro residents.

In the past year we have also been working with the OECD on the Star Mill 40B project which will add another 18 affordable rental units to the town's inventory. In this economic downturn, the Housing Authority continues to work closely with Town Departments to locate cost savings, secure grant funding and implement programs that will generate more awareness and interest in the many affordable rental and ownership housing options that are available. Our goal is that by working together we will be able to locate and provide safe and affordable housing for all Middleborough residents.

In closing, the Board of Commissioners and I would like to thank our staff, Donna Fontes, Julie Mather, Marge LaPorte, Bill Enos, Barry Standish and Roger Fillion for their dedication and commitment in assisting the community-at-large, as well as the residents of our developments. Due to continued budget

cuts, we are all working harder, but have fewer funds to maintain existing properties. The Middleborough Housing Authority aims to provide and maintain affordable rental units to persons of low income; to promote home-ownership housing opportunities; and to endeavor to meet local housing needs through community partnerships.

Respectfully submitted,

Josephine A. Ruthwicz, Executive Director
Middleborough Housing Authority

REPORT OF THE INFORMATION TECHNOLOGY DEPARTMENT

The Information Technology Department respectfully submits this report to the Town of Middleborough for the year ending December 31, 2012. The Information Technology Department is responsible for the town's networked technology systems, databases, applications and all computer-related equipment and services. A memorable year for the Information Technology Department, 2012 brought significant change to the department.

Ellen Driscoll was hired as the Technology Systems Administrator for the Town of Middleborough and Middleborough Public Schools in 2012. In this position, she is responsible for the planning, budgeting and implementing programs designed to integrate technology into classroom instruction to improve student learning and overseeing the technology needs of the municipality. Ellen was hired to replace Roger Brunelle who retired in October. Susan Smith was hired in September as Administrative/Technical assistant. Her responsibilities include technical support and office management.

The Information Technology Department received Capital Outlay funds at Town Meetings held in June 2011, October 2011 and October 2012. With the funds received, the department has been able to accomplish significant improvements that have positively impacted all Town Departments. At the June 2011 Town Meeting, \$78,095.00 was received, and at the Special Town Meeting in October 2011, \$20,113.00 was received by the Information Technology department. With these funds, the department purchased the hardware and software for servers and workstations. The workstations purchased refreshed 80 percent of the Town's inventory.

At the Special Town Meeting in October 2012, the town received \$131,485.00. The town also generously received \$40,000.00 from the Peirce Trust for technology. These funds have enabled the town to upgrade its back room with new servers and associated software. In November and December of 2012, the Information Technology Department upgraded the Exchange Server, which was a terrific advancement of the system for all end users utilizing the system.

The Information Technology Department has been extremely busy working to maximize utilization of the systems currently in place, as well. Two projects worthy of highlighting are the Accruals Tracking Project and the Budget Worksheet Project implementation for all Town Departments. Working cooperatively with the Treasurer/Collector's Office, the Information Technology Department successfully developed plans that shall track vacation, sick and personal time accruals for all employees through the payroll system. In addition, the Information Technology Department activated the module in the financial package used by the Town that allows the preparation of budget worksheets by

each Town department. By doing the budgets through the financial software, redundancy is reduced significantly and the process of rolling the budget is streamlined.

The Information Technology Department would like to take this opportunity to thank the department heads and our fellow employees for their assistance and direction over the past year. We thank the Board of Selectmen, the Capital Planning Committee, the Peirce Trust, the Finance Committee, the Town Manager and Town Meeting for their support for system upgrades, equipment replacement, as well as future technological development.

Respectfully submitted,

Ellen Driscoll, Technology Systems Administrator
Tara Pirraglia, Information Technology Administrator
Town of Middleborough

REPORT OF THE OFFICE OF ECONOMIC AND COMMUNITY DEVELOPMENT DEPARTMENT

The Middleborough Office of Economic and Community Development (OECD) has completed its 14th year of service to the Town by administering CDBG Grants funded through the Mass Department of Housing and Community Development's Block Grant (CDBG) Program. The OECD also supports economic development through business advocacy, commercial district revitalization, business attraction and retention and downtown infrastructure/beautification improvements.

The OECD has applied for and received more than 7.5 million dollars in economic and community development grant funds. The CDBG grants have allowed the Town to address the needs of the community through the development and rehabilitation of affordable housing and to expand economic opportunity through commercial and infrastructure improvements. These funds have been used to improve local infrastructure, such as downtown streetscape and commercial façade upgrades, create 25 affordable housing units in the downtown and to rehabilitate over 86 homes occupied by low to moderate income families. In addition, \$187,500 of proceeds from housing rehabilitation loan repayments, known as Program Income, has been used over the past several years to further community projects, such as \$90,000 of additional housing rehabilitation loans, a feasibility study for the Star Mill reuse, a new railing in front of the Town Offices building and an after school program for low-moderate income students.

In 2010, the OECD had been awarded a \$911,600 joint CDBG Grant with the Town of Lakeville to implement a shared housing rehabilitation program and Emergency Housing Financial assistance. The Housing Rehabilitation program provides home repair funds to eligible homeowners in downtown Middleborough and Lakeville Clark Shores. The goal of the Program is to improve living conditions in local housing units by correcting health, safety, and/or code deficiencies. Deferred payment, 0% interest loans and limited grants (in cases of emergency or financial distress) are available to qualified Middleborough and Lakeville single family and multi-family (up to 4 units) homeowners. Typical repairs include: plumbing/electrical, heating/hot water, insulation/weatherization, asbestos and lead paint abatement, septic system repair and handicap accessibility construction. This current program has assisted 6 Lakeville households and 28 Middleborough homes. This program is in its final stages but will remain open in order to use Program Income fund to continue with repairs.

The second joint activity with the Town of Lakeville is the Emergency Housing Financial Assistance Program. The OECD contracted with South Shore Community Action Council to provide emergency loan or mortgage payment

assistance to low-to-moderate income households facing eviction or foreclosure because of past due payments. This program has benefitted 33 households, 20 in Middleborough and 13 in Lakeville. These funds were completely expended by early May, 2011.

The OECD will continue to apply for CDBG funding, however this funding is now scarcer than in the past while competition for the funds increases. The OECD will look towards maximizing its chances by collaborating with another town for the 2013 Grant application process and is currently in talks with other towns.

In addition to the aforementioned projects, the OECD has worked with a private developer, the Heritage Companies and the Department of Housing and Community Development to create a “friendly” 40B project to renovate the vacant Star Mill to create 69 luxury apartments. The owners have agreed to make 18 of these units available to Low-to-Moderate income households. This project is currently underway and is expected to be completed in 2013.

The OECD had also worked with a non-profit developer, the Neighborhood Corporation, to renovate the former Baystate Envelope building on Peirce St. to create 24 affordable apartments. The Neighborhood Corporation is in the process of attaining funding from Federal, State and private equity funding sources.

The OECD oversees maintenance of Kramer Park and beautification efforts through generous contributions from local businesses and volunteers. Beautification efforts have expanded in the downtown to include plantings and installation of hanging planters and railing planters. The OECD wishes to thank Mimi Duphily for her continued leadership in this effort.

The OECD has created a Downtown Coalition including the Chamber of Commerce, Middleborough on the Move and other civic organizations and interested individuals to improve communications and collaborate on activities aimed to increase activity in the downtown.

For more information on activities or to provide comments or suggestions please visit our office at 20 Centre Street, third floor or contact 508-946-2402 or jkudcey@middleborough.com.

Respectfully Submitted,

Jane Kudcey
Office of Economic and Community Development

REPORT OF THE PARK DEPARTMENT

In remembrance of Ernest H. Bigelow *March 30, 2012*

Mr. Bigelow worked for the Park Department from 1975 to 1989. In retirement, Mr. Bigelow continued to serve the town by managing concession stands at the High School (Masi Gymnasium) and Battis Field. For his good spirited nature in dealing with the youth of Middleboro for so many years, the concession stand at Battis Field is named in his honor.

Most notable during the winter of 2011-2012 was the scarcity of snow. Only a few inches fell all season.

Taking full advantage of this uncharacteristically warm weather, Park Department employees began readying ball fields in the month of February. The extra preparation time was a boon. After nearly ten years without spring sports, the Middleboro School Committee voted to reinstate them. The Park Department was responsible for making the fields playable after such a long hiatus and the Nichols School athletic fields were in need of many improvements. Park workers pulled weeds, cut sod, added sod, rebuilt a pitching mound, spread clay, over seeded, and box raked the ball fields. This was successfully completed (along with the preparation of 11 other fields) so that teams could begin games as early as April 1st.

Middleboro Youth Softball Association expressed an organized interest in assisting the Park Department with some facility improvements. M.Y.S.L. enthusiasts Randy Hodge, Tony Veccione, Chris Pabst, Darren Morano, Pat Rooney, Mike Donohoe, Marybeth Norman, Heidi Tanguay, Jay Souza, Jerry Hardiman and Mike Davidson worked diligently in coordination with the Park Department to put a mutually agreed upon plan in motion. The shared endeavor resulted in the following upgrades at Peirce Playground: new aluminum benches at all softball fields; new pressure treated lumber seats on all softball bleachers; new protective dugouts on the upper softball fields; and new 6ft fencing installed between the lower basketball courts and softball field.

M.Y.S.L. was also instrumental in soliciting the donation of a scoreboard for the upper softball field. Standish Oil generously donated the funding for a digital scoreboard. Middleboro G&E placed the poles at no cost, and it was mounted at an optimum viewing position. Softball players and their fans will now be able to enjoy seeing the scores of every contest played on this field for many years.

Thank you to those at Standish Oil for making our community's playground better.

The Park Department teamed up with the Middleboro Lions Club to help make improvements at Oliver Mill Park. After years of neglect, partly due to budget cuts in a struggling economy, the Lion's thought it a good idea to adopt Oliver Mill as their community service project. In order to raise funds for the cause, they worked in conjunction with the Park Department to host a fundraiser. The fundraiser would take place at the conclusion of the annual Park canoe race. It would be called the Oliver Mill Rubber Ducky Race. Ducks are numbered and sold to various participants. These ducks are then dropped from atop the William F. Hitchcock Memorial Bridge where they disperse rapidly over the fish ladders. The top three ducks to cross the finish line earn their owners prizes. About 80 or so attended. The proceeds from the race directly helped fund a badly needed sign at the entrance to Oliver Mills. In October, thanks to the Lion's Club, a new sign was erected.

Oliver Mill Park was not the only facility to receive a new sign. Park commissioner David Thomas thought it was time for a new entrance sign at Peirce Playground. The old sign put up in the early 1970's had seen better days. It appeared unsightly, rotted, and decayed. And upon a closer inspection, we decided to replace it before it posed a further risk to the public. Mr. Thomas therefore made a motion that was unanimously supported, to purchase a new sign. In late June, before the many townspeople arrived for Independence Day festivities, this new sign was proudly erected.

The month of July brought forth some welcoming sights and sounds to Pierce Playground: the sounds of children swimming in the town pool and fireworks. After a season of being closed, the pool re-opened on July 1st. The new filter system got the opportunity to demonstrate it was capable of providing the same clear water that our town's pool has been known for. On July 4th, fireworks once again lit up the skies above Pierce Playground. A spectacular display was provided by Atlas Pyrotechnics out of New Hampshire. All who witnessed the show were pleased. Unfortunately, not everyone who planned to see the fireworks got to do so. This was due to some severe thunderstorms which came thru our state on this evening. To avoid them, the State Fire Marshal ordered the display commence early. Though scheduled for 10 p.m., the fireworks began at 9:30. Many, who could not find parking, noticed the display had already started. These folks missed some or all the show.

We apologize to those who didn't get the chance to see the complete fireworks display. However, the ultimate decision of when to shoot them off is made by the Fire Marshall and the Fire Marshall's primary concern is public safety. Fortunately, no one was unnecessarily put at risk while they viewed them. Thanks to the Middleboro Fire Department and the professionals who make these difficult decisions on the public's behalf.

On a hot and humid day in late August, Peirce Playground was the site of the first annual Rich Lennon Football Clinic. Nearly 50 youngsters arrived to better themselves at a sport they enjoy. They were taught skills by a blend of highly qualified local high school and youth coaches, all coaches who volunteered their time for the cause. Also volunteering their time for the cause was the Lennon family. The Lennons graciously provided a free lunch for every child. Hot dogs, cheeseburgers, chips, slushes, and water were served in abundance. At the conclusion of the clinic, all ball players who participated (along with their parents), were given use of the town pool. Much fun was had by all!

I'd like to give special thanks to the Peirce Trustees, Town Manager Charles Cristello, the Lennon family, Middleboro Gas & Electric, Middleboro Lion's Club, Highway Department, Water Department and all of the various boards who volunteer their time on behalf of the townspeople.

Francis J. Cass

Park Superintendent

REPORT OF THE PLANNING BOARD

Residential construction has actually seen some improvement in the past year. In light of the economic decline proposals and submittals for commercial development has remained very slow but the Town with the assistance of the Planning Department and the Planning Board has aggressively sought new economic development opportunities and projects.

With respect to residential development the Planning Board received 18 Form A petitions in 2012 creating 38 new residential house lots on existing streets. The Planning Board voted to recommend favorable action for the acceptance of Londonderry Lane also known as Salem Heights Subdivision containing 6 lots and Silo Lane also known as Tispaquin Farms, a Chapter 40B Development, containing 20 lots and these roads were approved at the Town Meeting of October 1, 2012. Public hearings were continued for Harvestwood Estates Definitive Subdivision off of Old Center Street, containing 8 lots and this project is still in the permitting process. The Planning Department continued to coordinate the construction of 11 subdivisions containing 17 roads. Work also continued to effectuate the completion of subdivisions abandoned by their developers prior to the completion and acceptance of the subdivision roads. These roads include Veronica Lane, Starrett Avenue Extension and Cottonwood Lane. Similarly, some subdivisions that were completed in the past and were certified complete by the Planning Board were never laid out and accepted by the Town as public ways. The Planning Department has been working with the Town Manager and Public Works Department to identify these roads as well as the maintenance and upgrades necessary prior to layout in the future. These roads include Wilson Way and Tall Oak Drive.

The Town voted at the June 11, 2012 Town Meeting to amend the Zoning By-laws by deleting Section XI Flood Plain Overlay District in its entirety and substituting a new Flood Plain District in its place. This new Flood Plain District section was required by FEMA and updates the bylaw to conform to the new requirements of the National Flood Insurance Program (NFIP) and references the revised Flood Maps both effective on July 17, 2012.

The Town has been working to recodify the Zoning By-laws over the past 3 years through an ad hoc Task Force spearheaded by the Town's Planning Director with the assistance of Attorney Mark Bobrowski of Blatman, Bobrowski & Mead, a leader in municipal zoning law. The recodification involved a complete reformatting of the By-law as well as updating legal references and clarifying confusing and problematic language. The completed recodification of the Town's Zoning By-laws was accepted at the Special Town Meeting on October 1, 2012.

Respectfully Submitted,

Michael LaBonte, Chairman
William B. Garceau

David J. Maddigan, Jr.
Peter A. Reynolds

Donald E. Swarce

REPORT OF THE MIDDLEBOROUGH POLICE DEPARTMENT

Board of Selectmen
Residents of Middleborough

As the year 2012 comes to a close, which also marks the 343rd year since the Town of Middleborough was incorporated, I submit the one hundred and third annual report of the Middleborough Police Department.

Our primary mission is public safety and our Police Officers deserve another round of kudos this year for protecting and serving the residents of Middleborough. The Police Officers do hundreds of good deeds yearly that go unrecognized. On behalf of the residents, this is my opportunity to applaud them all.

For the first time in 3 years we did receive a 2% increase in our budget. This was a minimal increase and does not replace the prior 3 consecutive years of budget reductions but it was a start in the right direction. As a result we were able to hire an additional officer, replace a Sergeant's position that had not been filled since 2008 and add seasonal police officers. This enabled Sgt. Joseph Perkins and Police Officer Kristopher Dees to be assigned to the Detective Division. This brought the Detective Division up to 66% of its staffing levels from 2005. It is essential this Division be staffed with officers who have the initiative, knowledge and flexibility to be effective.

The entire current police station built 200 years ago is deplorable and needs to be replaced. Please watch our video on our website or stop by and ask me for a tour and you will get one. Some progress was made on the new police station. A dual project that would include saving the old Pierce Store (current station) and getting a modern station was explored. At this writing the Police Station Study Committee is still going through the process of a feasibility study. This study would include using the current building and putting a new modern addition on the east end of it. I would expect that this new facility would be used for the next 50-75 years. That being said this is not a cheap project done properly. It would solve the issue of preserving what many state is the most or 2nd most historic building in Middleborough and the issue of getting a decent police station. As a taxpayer in Middleborough and the Chief of Police this should be done properly to prepare for the next generation of police operations. This should not, excuse the pun, be "putting some lipstick on the pig" project.

Another year has passed and we still have only one officer assigned to dispatch. Our civilian dispatchers were laid off in 2005. In Chief Bill Warner's 1973 Town Report he stated the work load for the desk officer was more than one man could handle when the first civilian dispatcher was hired. Now 39 years later, 10,000 more residents, increased vehicle traffic and calls for service and we still

have ONE officer on the desk. This is a substandard situation as the desk officer duties include radio dispatching, E911 call taking, business call taking, monitoring prisoners and CCTV's, operating the state and national communications network, taking walk-in complaints and greeting everyone who walks in the front door, among other duties. Hopefully we can come to a solution either combining Town dispatching or on a regional level to rectify this issue.

In April the Selectmen appointed 5 seasonal police officers pursuant to General Law Chapter 31, Section 1. These officers worked from May 1 through September 13, 2012. All of these seasonal officers are members of our Auxiliary force and have graduated from the reserve police academy. They were primarily assigned to the downtown area on bicycle patrol on a part-time basis. We have received very positive feedback from the downtown area that these patrols really helped enhance the positive image of the center of Middleborough.

Video cameras were installed that monitor the Pierce Playground skate park and also the "4 Corners" area of the center of Town. These cameras are visible by the desk officer in the police station. The parking area at the skate park was also changed which reduced the ability of individuals to park there that had no intention of using the skate park for its intended purpose. As a result of these changes it appears the skate park is being used more by skateboarders and less as an area to "hang around".

2012 was the start of what I have anticipated to be an era of significant personnel changes. Five vacancies occurred from November 2011 through August 2012. Due to the fact that it takes at least 10 months to hire, complete the police academy and cruiser train an officer to fill a vacancy this was a tremendous budgetary challenge to meet these contractual obligations.

In January Police Officer Antonio Botta resigned to take a position in the private sector doing firearms training. Antonio had transferred here from the East Bridgewater Police Department in 2004. In August Police Officer Brett Collins transferred to the City of Taunton Police Dept. where he resides. Brett started his career here in 2004.

In January due to 2 Sergeants being on extended sick leave Police Officer John Graham was temporarily promoted to Sergeant. An April due to the budget increase and the Sergeant position that had not been filled since October 2008 Sgt. Graham was permanently promoted to the rank of Sergeant. This allowed Sgt. Joseph Perkins, an F.B.I. National Academy graduate, to be permanently assigned to the command of the Detective Division.

In March new hires Kevin Nardi and Scott Phillips started the police academy and graduated in September. Both officers completed their cruiser training and

were on their own at the end of November. In September new hire Steven Avelino, Jr. started the police academy and is scheduled to graduate in February 2013. In October Zachary Porter was hired, coming from the Lakeville Police Dept. where he had already been through the academy and did immediately start working. Porter had been a college intern for us several years prior. In November Jeffrey Brown started working as a recruit Police Officer and is scheduled to start the police academy in January 2013. All 5 of these young men were under age 32 and all had grown up in Middleborough, which I personally feel is important.

In January, along with the Middleborough Youth Advocates, I wanted to make our enforcement of public marijuana use easily enforceable by civilly enforcing our Town By-Law that carried a \$300 fine. At that time our By-Laws could only be enforced by signing a criminal complaint, a time and effort consuming process. I knew there was a process to make the marijuana violation an easy civil process or as simple as writing a parking ticket. This would be to simply go to Town Meeting and obtain the voter's approval to civilly enforce Middleborough by-laws that were already on the books. At that time I felt that if we were going to complete the process of civilly enforcing the marijuana violation we may as well make the enforcement of other by-laws on the books easy and civilly enforceable.

What I thought would be an article with little discussion to approve this process at Town Meeting turned into a huge media event for the entire Town. The media erroneously reported that we were trying to "pass a no swearing law" and that could be against the 1st Amendment, Freedom of Speech clause of the United States Constitution. We received hundreds of calls, media requests and e-mails from around the world regarding the "public profanity" by-law that had been on the books since 1968. A protest was even staged at the Town Hall and, partially thanks to Mother Nature and a torrential rainstorm, the event attracted mostly curiosity viewers and few supporters. The article was supported by voters after much discussion. I have to thank all employees of the Police and other Town Departments for having to put up with the effects of this media storm.

The by-law reads as follows: "Whoever having arrived at the age of discretion accosts or addresses another person with profane or obscene language in a street or other public place, may be punished by a fine of not more the \$20.00 dollars".

Had the media done their research and understood that this was not a "swearing in public" by-law I believe it would have received little attention. I still firmly believe the authors of the Constitution had no intention of allowing "we the people" to be accosted with profane or obscene language in public by "I the individual". The Attorney General ultimately recommended the public profanity by-law be amended to remove the words "profane or" and not be enforced as only obscene speech may be prohibited.

Sincerely,

Bruce D. Gates
Chief of Police

DETECTIVE DIVISION

The Detectives executed 24 search warrants in support of various criminal offenses. In addition, the Detective's office was responsible for 109 arrests for crimes such as narcotics offenses, burglary, crimes of violence and sexual assaults.

Opiate overdoses continue to be a growing concern in the community. The Detective Unit requests any citizen that has information that would help curb this dangerous and tragic issue contact us any time.

TECHNOLOGY

This past year saw minor changes in the Technology Department. Much of our equipment is aging and in need of replacement as it has been quite a few years since the computer system has been upgraded.

A grant was obtained in 2012 by Sergeant Deborah Batista through E911 dispatching that allowed the Department to purchase three new cruiser laptop computers. These new laptops will replace older ones and allow for more efficient work to be completed by officers while in their cruisers.

We are still working on replacing our old network and server system and hope to in the near future. This too has reached its limit and is in great need of replacement. This is a large task due to the complexity of the agencies connected to the network, the amount of information stored in our database and the security that goes along with it all.

One of our most recent updates has been to the Department website. You can now view the log and arrests from the previous week by clicking the link on the home page. We look forward to modernizing the website and adding more resources in the near future.

ELDERLY AFFAIRS

Detective Ryder has attended several open houses at Oak Point, the COA and Nemasket Apartments. The Department is still active in issuing Senior ID's, File of Life, Yellow Alert Program and Project Lifesaver. She still works hand in hand with Old Colony Elderly Services, the Middleborough Housing Authority as well as the Plymouth County Sheriffs Department. Please be alert of all scams via telephone calls, emails, fax, postcard or letter. Never wire funds to strangers, give out your bank, social security number or credit card information or allow a courier to pick up your money. If you have any questions or concerns contact Detective Simonne Ryder.

PROSECUTOR

There were 296 scheduled events (trials, motion hearings, probation surrenders) in the District and Superior Courts which required the attendance of Police Officers and resulted in a total of 1,459 hours of court time. The Prosecutor represented the Department in Clerk Magistrate Hearings for 202 civil motor vehicle complaints and 196 criminal summons hearings. There were 478 requests from the District Attorney's office for supplemental materials to prosecute cases, including 168 recordings of telephone and radio transmissions, 28 recorded interviews, and 14 surveillance tapes. These were handled in house by the Prosecutor. The Plymouth County Bureau of Criminal Investigation (BCI) assisted on many cases in obtaining forensic evidence involving the use of computers and cell phones in illegal activities. The State Police have taken jurisdiction over all drug analysis and certification. To date we have not had a single drug case overturned due to the problems experienced in the Jamaica Plain lab.

Drug abuse continues to be a major underlying factor in many cases of breaks and entry, larceny, fraud, and assaults. There were several major arrests and convictions regarding local housebreaks in cooperation with other area departments. One interesting trend now is that males and females are working in tandem to commit the housebreaks, and they are traveling from town to town to commit these. I continue to be impressed with the professionalism and dedication to duty shown by our officers in solving cases which require a high level of expertise, talent, and cooperation with other agencies.

GRANTS

Through the work of Sergeant Deborah Batista the State 911 Department awarded the Town of Middleborough a grant in the amount of \$51,967 which was used to update old equipment including chairs and mobile computers. The remainder of the money was used to cover costs for telecommunicators who work the desk answering E911 calls.

The Town was also awarded a training grant in the amount of \$13,707 which was used to off-set costs of training new officers to work with the E911 equipment.

ENHANCED 911

The total number of inbound calls answered for 2012 were 6,891. There were 1,801 calls transferred to other departments. The Middleborough Fire Department received 221 calls. Brewster Ambulance received 1,580 calls. There is a decrease of approximately 250 calls from last year, but 2011 appears to be an anomaly. There were a number of severe weather events during 2011 including

numerous snowstorms in the beginning of the year and Hurricane Irene in August, which would account for a spike in calls during that year.

Property numbering and other issues presented by other departments were researched and resolved including Bedford St., Cottage Court and Cottage Street, Cushman, Old Wood, Pierce, River and Spruce Streets.

Disability Indicator letters were sent to existing participants as well as candidates for the program and site information was updated for all churches, schools, banks and stores. New forms were developed for business and alarm contact information and a public service announcement for the Middleborough Public Television channel was created requesting the public to update their contact information. All FID, LTC and Trespass files continue to be entered into IMC and, lastly, work continues on merging the Master Names File which had been downloaded from THE. The merging process is extremely time consuming and will remain ongoing.

SCHOOL RESOURCE OFFICER

The School Resource Officer (SRO) position was reduced to a part-time position in 2010, due to staffing reductions caused by budget constraints. It continued to be a part-time position in 2012. The SRO was required to fill routine patrol vacancies as well as assist with Firearms Licensing for the Police Department. Middleborough's SRO continues to serve as the liaison to the Middleborough Public Schools as well as the READS Academy, which services numerous communities by educating students with behavioral issues. School Administrators maintain routine communication with the SRO even when he is not assigned directly to the schools, on a variety of school or student issues.

The increase in school violence over the past decade including recent events illustrates the need to staff a full-time SRO. The SRO is currently in the process of assisting the school department review the emergency response procedures and prepare for School Lock-Down drills.

It is our hope that in the coming year staffing and budget conditions will allow us to restore the SRO back to a full-time position. It is important that we continue to have a School Resource Officer and maintain relationships and communication between the school and police personnel to better serve our community.

POLICE K9 UNIT

Officer Donahue and his partner, K9 Phaelan, are assigned to the Patrol Division and work the 12:00 midnight to 8:00 a.m. shift. The K9 Unit assists both the Patrol and Detective divisions of the Department as well as provides mutual aide to surrounding communities.

The K9 program went through several changes in 2012. Officer Donahue's long-time partner, K9 Caro, retired on March 1st and his new partner, K9 Phaelan, began his career as the Department's new police canine. Officer Donahue and K9 Phaelan completed the Plymouth County Sheriff's K9 Patrol Academy in February 2012.

The K9 Unit assisted the Patrol Division in locating and apprehending several suspects who had been involved in such crimes as housebreaks, domestic violence incidents and robberies. The K9 Unit also supplemented the Detective Division by assisting in evidence recovery and offender locating. Assistance was also provided to several other towns and agencies.

Officer Donahue and K9 Phaelan provided demonstrations to local groups, schools and organizations. The demonstrations are offered to educate and demonstrate the skills and abilities of the K9 Team. These demonstrations are provided at no cost to any interested groups.

While 2012 marked the beginning of a new chapter for the K9 program it also, sadly, marked the closing of another with the passing of K9 Caro on October 17, 2012. After his retirement on March 1st K9 Caro remained in the care of Officer Donahue and left as he lived, with pride and dignity.

The K9 Unit is looking forward to another successful year in 2013 and they'd like to thank all those who have helped make this program an ongoing success.

FIREARMS LICENSING

Firearms licensing is done on a regular basis. Times are varied to coincide with the work schedules of the firearms licensing officers. Times are posted in the Police Station lobby at the beginning of each month. A prerecorded message is also posted on the Department's telephone answering system. A total of 667 LTC and FID licenses were issued in 2012.

SEX OFFENDER REGISTRY

Sergeant Mark Pontes has been assigned as the Sex Offender Registry Officer for the past four years. Currently in Middleborough there are seven Level 3 offenders (likely to re-offend), six who reside here and one who works in Middleborough. There are twenty-seven Level 2 offenders (less likely to re-offend), twenty-four who reside here and three who work or have secondary addresses in Middleborough.

This year all offenders complied with the law by re-registering on time and notifying of any changes of employment, addresses or vehicles. In addition to the information in this report if residents wish to view Level 3 offenders in this

town or anywhere in the state they can go to <http://www.mass.gov/eopss/agencies/sorb/>. There is also a link to this on the middleboroughpolice.com website.

CHIEF OF POLICE

Bruce D. Gates

LIEUTENANTS

Peter J. Andrade	David M. Mackiewicz
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SERGEANTS

Benjamin J. Mackiewicz, Jr	Deborah A. Batista
Mark A. Pontes	Corey P. Mills
Stephen J. Verhaegen	Robert D. Ferreira, Jr
Joseph M. Perkins	David A. Beals
John Graham	

PROSECUTOR

Stephen M. Schofield

DETECTIVES

Robert W. Lake	Simonne M. Ryder	Kristopher S. Dees
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JUVENILE RESOURCE AND SAFETY OFFICER

Robert D. Ferreira, Jr

PATROL OFFICERS

Dennis F. Amaral	John R. Guenard	Stephen R. Nelson
Steven T. Avelino	Richard W. Harvey, Jr.	Scott R. Phillips
Todd K. Bazarewsky	Angelo Lapanna, Jr.	Zachary C. PorterAlan
J. Cunningham	Michael P. Lonergan	Robert B. Rullo, Jr.
Jerry J. Donahue	Mark E. Meaney	Bradley A. Savage
Nathan J. Ferbert	Kevin A. Nardi	Gregory E. Trask
Timothy G. Needham	Steven Valerio	Peter J. Vanasse

ADMINISTRATIVE ASSISTANT TO THE CHIEF

Irene C. Hudson

CLERKS

Marion Gunning, Senior Clerk	Lori Sousa, Clerk
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E911 COORDINATOR

Amy Dowler

KEEPER OF LOCKUP

Bruce D. Gates

SPECIAL QUALIFIED POLICE OFFICERS

Retirees

Charles Armanetti	George Murphy	Clyde Swift
John Bettencourt	Paul Rose	Gerald Thayer
Ronald Costa	Gary Russell	Thomas Turnbull
Wilfred Forcier, Jr.	David Shanks	Bruce Whitman
Lorin Motta, Sr.		

Non-Retirees

Andrade, George	Foster, Mark	Mills, Joseph
Benoit, Richard	Foye, Matthew	Mills, Patrick
Blanchette, Douglas	Johnson, Michael	Newton, Daniel
Bowlen, Chris	Keaney, Anthony	Poudrier, Barry
Bryant, Roger	Lemieux, Charles	Vanderzeyde, Kurt
Carbone, John	Lee, Wayne	Ferdinand, William
Meleski, Raymond		

STATISTICAL REPORT OF THE POLICE DEPARTMENT

Classification	<u>2011</u>	<u>2012</u>	<u>+/-</u>
Incidents Investigation	2452	2367	-85
Vandalism	218	182	-36
Criminal Homicide	1	0	-1
Rape	27	13	-14
Robbery	9	13	-4
Assault & Battery	202	225	+23
Breaking & Entering	203	229	+26
Larceny	320	316	-4
Motor Vehicle Theft	22	25	+3
Arson	3	5	+2
Kidnapping	1	2	+1
Traffic Accidents	645	620	-25

Citations

Arrests	105	105	0
Warnings	329	351	+22
Criminal	204	179	-25
Parking Violations	241	168	-73

Arrests

Male	747	683	-64
Female	240	240	0
Juvenile	79	69	-10
Protective Custody	80	72	-8
Cases Prosecuted	1066	992	-74
Man Hours in Court	1489	1459	-30
209 Violations	37	44	+7

I respectfully submit to the Board of Selectmen and the residents of the Town of Middleborough the annual report and statement of duties performed by the Middleborough Police Department for the calendar year January 1, 2012 through December 31, 2012.

Respectfully submitted,

Bruce D. Gates
Chief of Police

AUXILIARY POLICE

The Middleborough Auxiliary Police currently maintains an active roster of 18 individuals who have offered their time and energy in assisting the Middleborough Police Department. A collective summation of the Auxiliary hours is as follows:

Administrative/Planning	48
Beat Patrol	304
Cruiser	478
Special Details	25
Parade/Events	154
Meetings/Training	798
TOTAL HOURS	1807

MEMBERS OF THE MIDDLEBOROUGH AUXILIARY POLICE

Andrade, George	Johnson, Michael	Newton, Daniel
Blanchette, Douglas	Keaney, Anthony	Penny, Harold
Ferdinand, William	Lee, Wayne	Poudrier, Barry
Foster, Mark	Lemieux, Charlie	Sederquist, Andrew
Foye, Matt	McMahon, Boaz	Stephanian, Robert
Irish, Bryant	Meleski, Raymond	Vanderzeyde, Kurt

In closing the Middleborough Auxiliary Police would like to extend it's gratitude to the Middleborough Board of Selectmen and Police Chief Bruce Gates. It is our hope to continue these services to Middleborough throughout the year 2013.

Respectfully submitted,

Sergeant Corey Mills
Middleborough Auxiliary Police

REPORT OF THE PUBLIC LIBRARY

Several significant changes occurred at the Library in 2012. Ms. Joanne Tannone retired in August after 20 years at the Main Desk. Ms. Tannone had worked nearly full-time for many years and voluntarily cut back to 20 hours in 2010 when our budget was cut. Her position was awarded to Kaye Duquette who joined the staff in late September. Children's Librarian Liz Gotauco moved on to another opportunity. She was replaced by Mrs. Robin Nyzio who comes to us with 10 years of experience in Children's Services. Jason Homer who had been working with us as a para-professional was appointed to a professional reference position in another community. Emily Goodwin was hired to take over his hours at the Main Desk.

The pilot project of opening on Sunday afternoons was a success. The Trustees agreed to open the 12 to 4 hours during the period between Labor Day and Memorial Day. This decision allows the Library to meet one of the requirements for State Aid that had been un-met for the previous two fiscal years. In turn, the Library receives a higher monetary award from the Board of Library Commissioners.

Board of Trustees

The nine member Board of Trustees meets monthly throughout the year. Three seats are renewed or appointed each year. Mrs. Maryanna Abren and Mrs. Nancy Ockers were reappointed to three year terms. Mrs. Betty Jane Refrew chose to step down after 12 years on the Board. Mr. George Davey was appointed to fill that seat. Mrs. Sara Cederholm was appointed to fill the un-expired term vacated by Mr. William Petrillo who has moved to another community.

In 2012, the Trustees concentrated on outreach to the public. In January, the Board invited elected representatives from the Town to an evening where they were introduced to the activities and programs that the Library has to offer. Attending that night were several members of the Board of Selectmen, the Finance Committee and the School Committees. State Representative Keiko Orrall also attended the event. The Trustees manned a table during the August Krazy Days for a Library Card Drive. A second public open house was held on September 28. Several Trustees were on hand to greet patrons and refreshments were served on one of the first Sunday afternoons of the new schedule.

The Board continues to manage the Library's Trust and Endowment Funds for the benefit of the Library's mission. A report of earnings and expenditures appears at the end of this document.

Reference and Adult Services

Author talks, musical offerings and an e-book "explosion" were highlights of the Reference and Adult Services department in 2012.

Author, humorist, and motivational speaker Loretta LaRoche entertained a crowd of more than 300 people in her April presentation. Ticket proceeds will go toward funding the construction of the Library's new parking lot.

In May, the Rev. Dr. Judith Campbell, also known as the "Sinister Minister," an ordained Unitarian Universalist minister and author of the Olympia Brown Mysteries series, spoke to Library patrons about the craft of writing and her newest book, *A Despicable Mission*.

Back by popular demand, national paranormal expert and author of *The World's Most Haunted Places*, Jeff Belanger, returned to the Library in October. An audience of 90 people were entertained and educated by Belanger's new multimedia presentation, "Ghosts and Hauntings," examining the famous, like the Tower of London and the White House, to the infamous like Amityville.

Music-loving patrons had much to choose from in 2012 as the Library hosted performances throughout the year by artists Paramusia, Two Old Friends, vocalist Stephanie Miele, and pianist Eric Lindgren accompanied by a trio of friends.

The e-book and e-book reader markets continued their upward trend in 2012, with Amazon alone posting a 70 percent growth rate in this multi-billion dollar category. For the Library, this translated into an ever-increasing number of patrons checking out our Overdrive e-books and requesting help with learning how to use their new e-reader devices. In March, we offered a heavily attended e-reader workshop for patrons, co-sponsored by Best Buy. We plan to hold several similar events in early 2013. In addition to titles offered by the SAILS network, Middleborough purchased a number of e-books for the collection, exclusively for our patrons' use.

The dream of opening up a permanent bookstore at the Library was realized this year as the Friends of the Middleborough Public Library (FOML) cleaned, painted and stocked a lower-level storage room, and transformed the space into a warm, welcoming store called Ex Libris, open 10 hours each week. The reference librarian determined which donated items were added to the collection and which were sold in Ex Libris, and managed the Perpetual Sale bookshelf in the Reference Room. Since opening in June, more than \$2200 has been generated through Ex Libris. All proceeds go directly to the Library for the support of our various programs and services.

Summer saw the Adult Services Department hosting its second annual Adult Summer Reading Program (ASRP) working with the statewide theme of "Between the Covers." The seven-week program saw 27 adult readers sharing what they read via an online book review site. A selection of the more than 130 reviews also were posted on the Library's Facebook and Twitter pages, and

displayed in the library each week. Weekly prizes were awarded, and everyone who registered received a coupon for the Ex Libris bookstore. One grand prize winner was selected from all patrons who submitted at least one review over the summer. Social media was added to the mix this year, with the Library posting a weekly Facebook question to increase patron participation such as “Who is your favorite character from literature?” “What book most disappointed you?” and “If you could meet one author, who would it be, and why?”

As part of the ASRP, Norm Grenier, an advanced student at the Ontario Association of Jungian Analysts, presented “The Hidden Wisdom of the Dream.” He employed the psychological insights of Carl Jung to help patrons demonstrate how they could recover this valuable tool to inform and enrich their lives.

An intensive de-selection process was continued throughout last year. Our sociology, political science, business, law, and criminology sections were weeded and replaced with new current items on those topics. We continued to share discarded items free of charge to patrons.

Our online index to the Middleboro Gazette newspaper was updated with an additional four years, bringing the availability of indexed issues up to 1951. This is an ongoing project with years added continuously. Patrons continue to use this resource extensively, with requests for copies of nearly 500 articles coming from around the country, including California, Alabama and Michigan, and internationally, from Nova Scotia and England.

Reference requests were filled for patrons seeking in-depth information on topics as varied as the history of Middleboro’s Krazy Days, Indian Praying Towns and 19th century botanical journals, to Oliver Mills, teenage acne, and the writing and speeches of the Rev. Sylvanus Conant.

The weekly job seekers support group, “Networking at Noon,” continued to gather weekly in our large meeting room, and was facilitated by volunteer Judy Bigelow-Costa.

Children’s Services

The 2012 Summer Reading program “Dream Big” was a big success, with 342 kids reading a total of 5456 hours! They earned prizes including free books to take home, a bookplate in their name in one of our new books and either a McDonald’s Happy Meal or Friendly’s Kids Meal (thanks to the generosity of our local restaurants.) Children and their families enjoyed learning about the World of Owls, thanks to the support of the Mayflower Bank and thanks to the Middleboro Cultural Council and Friends of the Middleboro Public Library for their support of our opening program, storyteller Diane Edgecomb, our closing program and the Star Wars Symposium. Tuesday nights in the summer meant

Twilight Tales which offered books and crafts plus the Library also offered storytime at Peirce Playground, Camp Yomechas, and other outdoor venues. During the fall and early winter, the Library continued to offer storytime for families on Tuesday night and Wednesday morning. The popular lapsit program for parents of babies and toddlers on Thursday morning morphed into Mother Goose on the Loose after Children's Librarian Robin Nyzio attended a workshop at Simmons College offered by the program's creator. LEGO builders continued to enjoy designated time to build in the library while Half Day Craft Days were popular in September, October and December.

School vacation weeks are always a busy time at the Library. February science programs were so well attended that it was necessary to move them to the Town Hall auditorium to accommodate the large crowds. April featured a concert and a Superhero Party. Wild cats visited the library during December vacation week.

The Children's Library continued to offer timely book displays highlighting authors and seasonal events. Children's room staff worked one-on-one with families teaching about library databases as they worked on schoolwork in the building.

Young Adult Services - 2012

The Library continued to provide solid YA programming and materials for teens throughout the year. The teen sessions of the popular Half Day Craft Day program series, which was introduced in September 2011, ran through February 2012. The program resumed at the start of the school year with gratifying results. An average of 25 teens participated at the three workshops conducted in the Fall, which included crafts such as duct tape wallets, string dolls, glitter bulb ornaments, and memory wire bracelets.

In April, our children's and teen staff collaborated to produce the extremely successful "Hunger Games Challenge" event that coincided with the release of the book-inspired movie. Forty teens gathered at the bedecked Town Hall building where they competed in team challenges that tested both their physical and intellectual skills.

The 6-week "Own the Night" Teen Summer Reading program attracted a respectable 67 teens who read a total of 2,769 hours. A Spooky Campfire Stories event, with storyteller Marilyn Thayer, marked the beginning of the program. Teens tracked their hours read and completed various activities, from book reviews to a library scavenger hunt, in order to earn prizes and points towards the Prize Pack Raffle, which consisted of 15 prize packs containing books, media, gift cards, and other fun items.

Circulation of teen materials remains steady, with five of the months reaching circulation record highs. Graphic novels, notably manga, and video games

reflected the greatest increases in borrowing. Teen historical fiction, which originally had its own section within the collection, was interfiled with teen fiction to help encourage circulation through browsing and to provide more space for an expanding fantasy section.

Information Systems

During the past year Middleborough Public Library continued to experience ongoing, high usage of Library computers and related systems. Public internet use, online employment resources, word processing and genealogical resources in particular were heavily used by job-seekers, resume-writers, researchers and other patrons. Rapidly increasing public interest in downloadable eBooks and audiobooks has also resulted in greater use of staff resources. Staff computers have been even more heavily used in support of normal Library functions, resulting in higher levels of required maintenance.

During 2012 the Library added twenty-five new all-in-one PCs purchased by the Town of Middleborough. This enabled us to replace many of our older staff and public computers. Configuration and deployment of this quantity of PCs has been very labor-intensive. In addition to deploying these new units we:

- updated and repurposed several newer existing PCs;
- purged older, less reliable PCs;
- replaced several older printers with two used printers supplied by the town;
- replaced the existing staff server with a backup server donated by the Mayflower Bank.

A substantial amount of time has also been invested in support and maintenance of our wired and wireless networks and related equipment. Unfortunately, we have reached a point at which much of our existing equipment has reached the end of its useful life and should be replaced.

The Library Website has been regularly updated, with a complete revamping of the Children's Library pages and regular updates to the site as a whole. A concerted effort has been made in particular to implement frequent, ongoing updates in order to ensure that all material posted to the website is both current and relevant. During the second half of the year a complete redesign of the site was begun, however; the addition and deployment of multiple new PCs forced a change in priorities. Website usage for 2012 included:

- 73,959 visits made by 38,935 unique visitors for an average duration of 2.5 minutes each;
- 50.7% of visits made by new visitors and 49.3% by returning visitors;
- 153,890 total pages viewed;
- 5,714 visits made from mobile platforms (smart phones, tablets, etc.)

During the next year the Information Systems department must focus on updating or upgrading our network infrastructure. The replacement of network switches, wifi access points and even some wiring will be a department priority as funding permits. A second priority will be the complete redesign of the Library website with emphasis on moving to a Content Management System (CMS) to enable non-IT staff to upload and edit website content and to improve mobile browsing of the site. Replacement of one older server and the IT department workstation should be a lesser priority.

Grants and Gifts

The Peirce Trustees once again made a generous donation to the Library. Their gift funded the annual subscriptions to the a number of our online services including World Book, Newsbank and Learning Express Library as well as the assessment for the Overdrive downloadable books and music.

The Wilfred M. Silvia Trust, through its endowment, continues to support the ongoing project to index the Middleboro Gazette. Through the generosity of this Trust, the Library was able to provide the public with access continued to Ancestry.com, Heritage Quest and several investment periodicals.

The Friends of the Library continue to support the Library's various programs through their fundraising efforts. The most outstanding donation to the Friends in 2012 was the granting of the deed to the property across Peirce Street, which is now on its way to becoming a proper parking lot for the Library. Mr. J. Fernando Sardinha of the Sardinha Family Trust is to be commended for his generosity. The focus of all major fundraisers by the Friends in 2012 was for this construction project.

Through the kindness of the Friends, the unsightly carpet in the meeting room and the lower lobby area was replaced with easy to maintain tile. The Friends also provided funding for all programs listed in the Adult Services, Children's and Young Adult sections.

We thank the following for their continued sponsorship of passes and programs: Mayflower Bank for their sponsorship of the Summer Reading Program, Middleborough Gas & Electric Department for the Science Museum Pass and The Women's Club at Oak Point for the pass to the Buttonwood Zoo. An anonymous donation was received to fund the Children's Museum and Plimoth Plantation passes. Thanks also to the numerous volunteers who have given of their time over the past year. In particular, the Director would like to note the hard work of the Friends Board of Directors who have worked tirelessly on so many projects. The support of the entire community has been tremendous this year.

Board of Trustees**Term expiration**

James Okolita, Chair	2014
Eleanor Osborne, Vice Chair	2013
Maryanna Abren, Clerk	2015
Edward Pratt, Treasurer	2013
George Davey	2015
Keith MacDonald	2013
Sara Cederholm	2014
Nancy Ockers	2015
John Knowlton	2014

Staff**Full Time**

Danielle Bowker, Director
Christine Dargelis, Assistant Director/Head, Technical Services
Dale Irving, Information Systems Librarian

Part Time

Elizabeth Fox, Reference & Adult Services Librarian
Robin Nyzio, Children's Librarian
Kaye Duquette, Library Technician
Sharon Davis, Library Technician
Melissa Guimont, Library Technician
Lori Salotto, Library Technician
Emily Goodwin, Library Technician

Part Time continued

Peggy Scott, Secretary
Roger Choquette, Custodian

Submitted by:

Danielle Bowker, Library Director
James Okolita, President, Library Board of Trustees

Financial Report of the Library Board of Trustees

Account Name	Income	Expenditures
Peirce Trust	21,515.85	16,923.80
Pratt Fund	0.00	196.64
Hullahan Fund	0.00	25.45
Copeland Fund	0.00	0.00
Silvia Trust	16,876.56	29,247.93
Paun Fund	4,400.00	3,495.64
General Fund		
Donations	3,500.00	
Dividends	3,581.80	8479.53
Transfers		

Circulation Statistics 2012

Books	98196
Magazines	4334
Media	60816
Interlibrary Loans to other Libraries	25875
Misc (passes, online materials, laptops etc)	20686
Total	209,907

Inventory as of December 31, 2012

Total	109,188
Cardholders	
Adult	10273
Youth	4759
Staff & Trustees	22
Total	15,054
Fines and Fees Received	\$18,017.86
Collected for Lost Materials	<u>\$ 1,940.54</u>
Total	\$19,958.40

REPORT OF THE DEPARTMENT OF PUBLIC WORKS

Our major improvement project for 2012 was the reconstruction of Old Center Street from Route 44 to Route 28. This section of roadway was in poor condition. The road surface was fully reconstructed to a depth of 12". A new course of asphalt pavement was installed. The same process was used on Rock Street. Other projects included a chip seal wearing course on Plymouth Street from Carmel Street to the Carver Town Line and Pleasant Street, from Old Center Street to the cul-de-sac. These projects were funded by Chapter 90 State Aid.

On Tispaquin Street at Fall Brook a new precast box culvert was installed to replace the "turn-of-the-century" stone culvert. On Wood Street at Fall Brook the 100 year old concrete box culvert was replaced with a modern precast structure. The road surface at the culvert was also widened to improve safety conditions. These projects were also funded by Chapter 90.

The winter of 2011-2012 was mild and relatively storm free compared to the previous year. We had to plow on only two occasions. However, we did have many small snow and ice events that required salt treatment. We continued to supplement our salt applications with an organic deicing agent. This is more effective, less costly, and more environmentally friendly than a salt/sand mixture.

For trash disposal, we have seen a positive trend towards reduced rubbish tonnage and increased recycling tonnage. We encourage residents to recycle to cut down on the waste stream. We distributed approximately 600 recycling containers to our residents in 2012. We also held a successful compost bin program in partnership with a private vendor.

In 2012 we continued our efforts to remove hazardous trees from the roadside with funding from the Tree Warden Department.

I would like to thank all the elected and appointed officials for their cooperation and assistance throughout the year. Finally, and most importantly I would like to thank all the DPW employees for their continued dedicated efforts in making Middleboro a great place to live. They are truly an asset to the Town.

Andrew P. Bagas

D.P.W. Director

REPORT OF THE WATER DEPARTMENT

The Water Department again in 2012 had a very busy and productive year. The department continues to look to add new water sources to the Towns water supply. The Town has pumped tested two potential water sources, one off of Cross Street and another off of Plymouth Street. The potential well sites have good water quality and yield.

The Water Department installed 500 feet of new 16 inch ductile iron water main at the Towns Rock Well site to improve the water quality.

The half million gallon water tower will be taken off line this winter for rehabilitation purposes. The water tower will go back on line in the spring after the maintenance has been completed.

The Middleborough Water Department will also be looking at the viability of water treatment to address the iron and manganese discoloration that periodically occurs throughout the town during the course of the year.

The department continues it's on going leak detection program for water conservation purposes.

The Water Department will start a hydrant replacement program in 2013 to replace the older hydrants in town. We will look to replace 30 older fire hydrants with 30 new hydrants.

In 2012 the Water Department repaired 10 water services leaks, installed 11 new water services, had to replace 8 fire hydrants, repaired 7 water main breaks and rebuilt 9 fire hydrants.

I would like to take this opportunity to thank the office staff, the water treatment personnel and distribution crew for their dedication and hard work that made us a successful operation in 2012.

Respectfully submitted,

Joseph M. Silva
Water Superintendent

WASTEWATER TREATMENT FACILITY OPERATIONAL REPORT **2012**

<u>MONTH</u>	Flow in		Flow out		Average daily flow	Cubic ft of grit removed	Gallons of septage received	Primary sludge pumped to thickener	Waste activated sludge to thickener	Gallons of sludge processed	B F P Hrs of operation	Cu. Yd of D W S*	Gallons of Polymer		Gallons of chlorine		C.B.O.D		TSS	
	Gallons	Max	Min	flow									Influent	Effluent	% Removal	Influent	Effluent	% Removal	Influent	Effluent
JANUARY	33.87	1.29	0.93		1.09	412	181,500	428.4	520.8	462.0	138.5	282	935	0	206.0	2.0	99.0	282.0	1.2	99.5
FEBRUARY	30.51	1.30	0.91		1.05	336	216,700	411.6	498.6	479.4	137.1	291	990	0	239.0	2.6	98.9	339.0	2.1	99.3
MARCH	31.35	1.23	0.88		1.01	268	239,900	436.8	730.8	520.8	157.8	304	1155	0	238.0	1.8	99.2	342.0	2.4	99.2
APRIL	31.02	1.39	0.89		1.03	330	281,700	470.4	655.4	484.9	150.9	287	1155	1039	195.0	1.8	99.0	232.0	1.7	99.2
MAY	32.58	1.43	0.87		1.05	298	354,100	445.2	823.2	517.6	149.6	428	1430	1139	233.0	1.2	99.5	375.0	1.3	99.6
JUNE	27.68	1.10	0.80		0.92	296	262,000	428.4	621.6	471.3	147.3	336	1100	1148	311.0	1.1	99.6	464.0	1.4	99.8
JULY	26.19	0.97	0.72		0.84	274	268,400	445.2	672.0	504.3	153.8	279	1100	961	306.0	1.1	99.6	544.0	0.9	99.8
AUGUST	27.43	1.21	0.80		0.88	305	244,900	504.0	663.6	552.5	164.2	342	1210	1162	195.0	1.2	99.4	313.0	1.0	99.7
SEPTEMBER	26.30	1.38	0.56		0.88	279	272,600	462.0	625.8	427.8	133.6	234	880	1393	294.0	1.2	99.6	694.0	1.2	99.8
OCTOBER	28.84	1.27	0.75		0.93	335	300,100	445.2	596.4	509.5	155.9	343	1155	1466	144.0	0.9	99.3	337.0	1.1	99.6
NOVEMBER	28.53	1.30	0.70		0.95	319	333,700	420.0	579.6	436.4	143	236	990	0	167.0	1.2	99.2	335.0	1.1	99.6
DECEMBER	30.00	1.26	0.71		0.97	321	253,600	483.0	672.3	507.4	144.7	224	1155	0	284.0	2.2	99.2	593.0	4.7	99.2
TOTALS	354.30	*****	*****			3,773	3,209,200	5380.2	7660.1	5873.9	1776.4	3,586	13,255	8,308						

Number of House Connections: 18.21
 Number of New Connections: 2
 Total Length of Sewer (miles) : 28
 Total Estimated Population Served : 7225

REPORT OF THE WATER POLLUTION CONTROL FACILITY

The year 2012 marked the thirty fifth year of operation of the Middleborough Water Pollution Control Facility.

In the summer of this year, The Town selected Environmental Partners Group as the Town's Owner's Project Manager. A preliminary assessment of the plant and comprehensive sampling has been completed. A report of the necessary improvements to meet the anticipated new discharge permit is expected in early 2013.

Operating under authorization granted jointly by the United States Environmental Protection Agency and the Massachusetts Department of Environmental Protection, the facility, an advanced tertiary treatment plant, meets strict limits for various water quality parameters before discharging to the Nemasket River.

Among the most basic measurements of wastewater quality are CBOD and TSS.

Our permit allows for a maximum of 7.0 mg/L CBOD and a maximum of 7.0 mg/L TSS.

During calendar year 2012 the facility discharged an average CBOD of 1.4 mg/L at 99.3% removal efficiency and an average TSS of 1.7 mg/L at 99.5% removal efficiency.

In addition to CBOD and TSS, the facility meets strict limits and ranges of effluent quality for parameters such as pH, dissolved oxygen, ammonia nitrogen, phosphorus, copper, lead, residual chlorine and bacterial counts. Analysis frequency varies from daily to monthly. On a quarterly basis a complex toxicity analysis is performed to demonstrate that the effluent quality is compatible with the sensitive organisms present in the receiving stream.

A total of 1,821 sewer connections are served with an estimated population equivalent of 7,205 persons, or approximately one-third of the Town population.

In addition to the direct connections to the sewer system, the facility treated about 3,200,000 gallons of septage from residents who have on-site disposal systems.

All residents use the plant, directly or by maintaining their septic system, this fact should encourage everyone to have an interest in the facilities operations.

We are proud of our operating record and the protection it affords the Nemasket River. The facility is in compliance with all permit limits.

I wish to thank the plant staff for their excellent work and role in achieving this performance record.

Respectfully submitted,

Todd A. Goldman
Superintendent / Chief Operator

REPORT OF THE MIDDLEBOROUGH SCHOOL COMMITTEE

		<u>TERM EXPIRES</u>
Mr. Richard C. Gillis,	45 Bourne Street	2014
Mr. Brian Giovannoni,	89 Rocky Meadow Street	2014
Mr. Gregory D. Thomas,	16 Rock Street	2015
Mrs. Tobey Eugenio,	35 Pine Street	2015
Mrs. Sara Cederholm,	44 Chadderton Way	2016
Mrs. Maureen Franco,	390 Marion Road	2016
Mr. Timothy Trocchio,	Middleborough High School, Student Representative	

Superintendent of Schools
Dr. Roseli S. Weiss, Ed.D

Director of Business and Finance
Kathleen Piatelli, B.A.

Central Office
Michelle D. Holden, Administrative Assistant to the Superintendent
Pamela A. Butler, Accounts Payable & Expenditures Specialist
Paula J. Rainha, Coordinator of Payroll & Financial Reporting
Robin L. Pilla, Student Information Specialist
Cheryl A. DeBenedictis, Business Receptionist/Facilities Clerk
Michele R. Ward, Coordinator of Busing

School Physician
Middleborough Pediatrics

School Nurses
Laurie Perkins, R.N. Head Nurse
Linda Landry, R.N.
Karen Bertram, R.N.
Lori Johnson, R.N.
Jennifer Garanito, R.N.
Kelly Santos, R.N.

**SCHOOL CALENDAR
2011 - 2012**

School Opened September 7, 2011

HOLIDAYS AND "NO SCHOOL" DAYS

Oct. 10, 2011	Columbus Day
Jan. 16, 2012	Martin Luther King Day
Nov. 11, 2011	Veterans' Holiday
Feb. 20-24, 2012	Winter Recess
Nov. 24-25, 2011	Thanksgiving Recess
April 6, 2012	Good Friday
Dec. 23, 2011 to	Christmas Recess
April 16-20, 2012	Spring Recess
Jan. 2, 2011	
May 28, 2012	Memorial Day

**SCHOOL CALENDAR
2012 - 2013**

School Opened September 5, 2012

HOLIDAYS AND "NO SCHOOL" DAYS

Oct. 8, 2012	Columbus Day
Jan. 21, 2013	Martin Luther King Day
Nov. 12, 20102	Veterans' Holiday
Feb. 18-22, 2013	Winter Recess
Nov. 22-23, 2012	Thanksgiving Recess
April 29, 2013	Good Friday
Dec. 24, 2012 to	Christmas Recess
April 15-19, 2013	Spring Recess
Jan. 1, 2013	
May 27, 2013	Memorial Day

GENERAL INFORMATION

Entrance Age:

A child must be five years of age on or before September 1 to enter Kindergarten.

Birth Certificate:

A birth certificate issued by the Town or City Clerk's Office in which the child was born and bearing the seal of that Town or City is required for entrance to Kindergarten.

Immunizations:

No child shall be allowed to enter Kindergarten without a physician's certificate showing that the child has been successfully immunized against measles, mumps, rubella, polio, diphtheria, (D.P.T.), varicella, pertussis, tetanus, and hepatitis B, as well as lead screening, unless exempted for medical or religious reasons.

No-School Information:

Schools will be closed only when transportation by bus is judged unsafe by school officials and school bus contractor, but it is the parents' decision whether or not their children should remain at home.

You can access information about school closings on Comcast Cable Channel 95, Verizon Channel 35, on our district Web site www.Middleboro.k12.ma.us or by telephoning 946-2000. Starting at 6:00 a.m., a pre-taped and pre-recorded message can be viewed and heard over Comcast Cable Channel 95, Verizon Channel 35, on our Website www.Middleboro.k12.ma.us or by telephoning the Superintendent of Schools Office (946-2000) as previously stated. The cables and telephone announcements will continue to be supported by messages over the following TV stations: Channels 4, 5, 7, 56 and Fox 25 and radio stations WBZ-1030 AM, WBUR 90.9 FM **Please do not call the Police or Fire Departments for "no school" information.**

Personnel

We commend all our staff for their dedication and commitment to the students of Middleborough. Congratulations to the staff members who have retired this past year and thank-you for everything you have done.

Deborah Melloul,	Payroll Coordinator	District
Judith Stoltenberg	Music Teacher	District
Terrance Brooks	Assistant Principal	Henry B. Burkland Elementary
School		
Jamie Pratt	School Nurse	Henry B. Burkland Elementary
School		
Patricia Faul	Secretary	Henry B. Burkland Elementary
School		
Judith Whynock	Grade One Teacher	Henry B. Burkland Elementary
School		
Jean Pollock	School Nurse	Mary K. Goode Elementary
School		
Jo-Anne Coyle	Grade Two Teacher	Mary K. Goode Elementary
School		
Judith Viamari	Grade Three Teacher	Mary K. Goode Elementary
School		
Margaret Perry	Head Cook	Mary K. Goode Elementary
School		
Charlene Meleo	Assistant Cook	Mary K. Goode Elementary
School		
Walter Dudley	Custodian	Memorial Early Childhood
Center		
Dorothy Poudrier	Secretary	Memorial Early Childhood
Center		
Francine Provencher	E.S.P	Middleborough High School

The district would like to thank Mr. Michael F. Malone, Jr. for his dedication to the students of Middleborough as Interim Superintendent.

This year, our district suffered a loss of two wonderful teachers. Mr. David Kee from Middleborough High School, and Mrs. Lisa Rizzo from the Memorial Early Childhood Center.

Message from the Superintendent of Schools

Roseli S. Weiss, Ed.D, Superintendent of Schools

In my first year as Superintendent of Schools I have spent a great deal of time getting to know the staff, students and families of the community. I met with the parent organization from each school

Much of the summer was spent hiring new staff members and new administrators. Our District Leadership team consists of a few new administrators, High School Principal, Paul Branagan, Middle School Principal, Martin Geoghegan, and Henry B. Burkland Elementary School Principal, Derek Thompson. We were pleased to have Jeff Cateon begin his second year as Principal of the Mary K. Goode School, Virginia Levesque returning to the Memorial Early Childhood Center and Anita Rodriguez continue into her second year as Director of Elementary Education. Mary Buchanan returned as the Director of Pupil Personnel Services and Kathy Piatelli continued as our Director of Business and Finance. We created two new positions for grades 6-12; Director of Secondary Education STEM (Science, Technology, Engineering and Math), Melanie Gates and Director of Secondary Education Humanities, Elizabeth Haskell. We also added a new Technology Systems Administrator, Ellen Driscoll. Many teachers and staff members were hired this summer.

We held a two day retreat over the summer where our administrative team agreed on a motto to coincide with the vision statement of Middleborough Public Schools –“Together We Create a Better Tomorrow”. Each school displays this motto and an accompanying picture in several places within its school.

A first system-wide goal is to develop a curriculum aligned to the Common Core standards. These national standards via our State Race to the Top status are the Common Core. This alignment to the Common Core is a worthwhile action as it will aid us in bringing more consistency to our PreK – 12 district. Once we create a unit-based consistent curriculum, each level will know what the other levels are teaching. Assessments will be created to mark the progress of student achievement and assist teachers in supporting student learning.

A second system-wide goal is to work together to accept, modify or rewrite the state mandated teacher/administrator evaluation tool. This new evaluation tool will bring teacher/administrator goal development in line with the Common Core. Both of these district goals go hand in hand. The two initiatives complement one another. These goals will form the basis of our plan for the district.

I introduced a new cable television show called “Borough Talk”. This is an hour long show with interviews and a “call-in” portion where community members can call and ask questions. “Borough Talk” is aired monthly on the first Tuesday of the month.

By continuing to raise the bar we are shaping future minds to aim for the stars, and inspiring them to use their individual talents to succeed. Middleborough Public Schools is enriching the lives of one child at a time. *Together we create a better tomorrow.*

Facilities:

- High School front office and Principal's Suite were renovated with new flooring and furniture.
- More shrubbery was removed at the high school for safety purposes
- New Nora Rubber covering was placed on two stairwells at Middleborough High School.
- 600 student desks were purchased for use at the Middleborough High School.
- Central Office was sided and new basement windows were installed. New fencing was installed around the building.
- Wireless internet was installed at Middleborough High School, the Superintendent's Office and in various locations in the middle school and three elementary schools.
- Fencing was installed at the elementary complex.
- Mary K. Goode Green Energy Window Replacement project commenced in August 2012.
- The carpet was replaced with tile in the Music Room at the Nichols Middle School beginning a building maintenance plan which will continue each summer.
- Epson Bright Link Projectors were installed in 40 classrooms.
- A Preschool playground structure was installed at the Memorial Early Childhood Center.

Budget Process:

We continued with the process of including all principals and directors in the creation of the budget process for their building/department. For the 2012-2013 school year, by re-allocating funds, and savings realized through attrition, we were able to add six new elementary classroom positions as well as 2.6 positions for specialists in Physical Education and Fine Arts to support the additional classrooms. The contract with Chartwell's Food Services Provider ended June 30, 2012, which allowed us to bring the program back in house and hire a new Food Services Director, Mrs. Rebecca Bagnell.

Strategic Plan:

The 2011-2016 Strategic Plan guided us as we built our educational budget plans.

I would like to thank the Town Manager, Charles Cristello, for working closely with me as I transition into my new position of Superintendent of the Middleborough Public Schools.

Postscript

Principals and administrative directors will continue this Annual Report as they describe 2012 in terms of areas and responsibility.

MIDDLEBOROUGH HIGH SCHOOL

Submitted by Paul Branagan, Principal

Middleborough High School continues to be an academic center committed to offering our students enriching experiences in and out of the classroom. The 2012 school year brought with it many accomplishments for students and staff.

MHS has continued its partnership with Massasoit Community College through a grant with Eastern Bank to work collaboratively to enhance college and career readiness. A variety of programs are being brought forth in support of the “Accuplacer” test being given to all MHS juniors. (The Accuplacer is given in English and Math to all incoming college freshman entering a Massachusetts public university to determine course placement.) The partnership took a very exciting leap to work collaboratively to align the Child Care Program at the high school with the course offerings at the college level and a cohort of 18 students enrolled in the Child Care Class at the college, where they were earning both high school and college credits, which will apply to their associates degree and child care certification upon graduating from high school.

CURRICULUM

This is the third year of Middleborough High School’s participation in the *Mass Math and Science Initiative (MMSI)*. Through this grant program, Advanced Placement is used as a means to attain excellence in math, science and English achievement and help to transform school culture. The goals of participation are threefold: to increase student participation in mathematics, science and English AP courses, to increase student performance on the AP examinations and to increase college success by having more Middleborough students matriculating to and graduating from college. We are well on our way to reaching our goals. This year we have Advanced Placement course offerings in English Literature and Composition, English Language and Composition, United States History, Studio Art, Statistics, Calculus AB, Calculus BC, Environmental Science, Biology, and Chemistry. Our totals have increased each year regarding students enrolled in the classes (57 seats in 2009-2010, 164 seats 2010-2011 to 262 seats in 2011 - 2012). This year, our student enrollment is 251 students. Through the *MMSI* grant our students and/or teachers are participating in Saturday study sessions, additional professional development workshops and best practices discussions within departments and vertically with the Nichols Middle School teachers. The third annual AP Kick-Off Event took place in the fall for all AP students and their teachers. Our cheerleaders and band performed and well wishes were sent to the students by several district administrators and school committee members. However, we were honored by the support Representative Keiko Orrall and Senator Marc Pacheco who came to be a part of the celebration. Finally, in November 2012, Middleborough High School was notified from

College Board that we were named to the 2013-2013 College Board Honor Roll, which a national recognition for excellence in creating a culture for enrollment and sustainability of advanced placement classes.

Our summer read this year was *Nickel and Dimed* by Barbara Ehrenreich. The book was integrated into each subject as determined by each department. The novel was selected by the summer reading committee and allowed classes throughout the school to make connections to the many social topics that are raised in this book.

Department High-lights include:

Mathematics: Middleboro High School Math Department's major focus this year was implementation of the new curriculum for Algebra 1. During the summer of 2012, Frank Coutinho led the math department in writing curriculum maps for Algebra 1, Geometry and Algebra 2 using the 2011 MA Frameworks, based on the Common Core State Standards. The three Algebra 1 CP teachers used the new curriculum guide, as well as the Algebra 1 Honors teacher. The Algebra 1 CT teacher opted to not use the new curriculum guide.

The Algebra 1 Honors class completed through Unit 6, and the Algebra 1 CP classes completed through Unit 5. There are 9 units in the new Algebra 1 curriculum guide. As students enter MHS from Nichols Middle School with a stronger foundational knowledge in the content, our high school math students will be able to skip preliminary units and get farther in the curriculum. It is essential that we continue to have the 3 terms for Algebra 1 at the CP and Honors level. We also would advocate keeping the 4 terms at the CT level.

Common assessments were written and used in the Algebra 1 CP classes. The Honors and CT classes did not use the assessments. Data was gathered and analyzed for only select unit assessments. Next year's focus will include using the assessments in all three levels of Algebra, and gathering data to drive instruction.

One Algebra 2 Honors teacher began using MHS (new) Algebra 2 curriculum guide which we created in summer 2012. He has made notes in terms of adjusting the order of the content, and has forwarded his suggestions to other Algebra 2 teachers.

Next year the focus in MHS math will be implementing the new Geometry curriculum guide. Geometry teachers at all levels will be asked to use the new maps. Common assessments will be created for each unit and data will be gathered to determine strengths and weaknesses across the various geometry courses. The new Algebra 2 curriculum guide will be implemented in school year 2014-2015.

This year AP Calculus BC was offered as an advanced placement course, in addition to the AP Calculus AB that had been offered in years past.

Due to limited textbook resources, a Geometry CP and a Precalculus H teacher have used electronic textbooks with their students. While not an ideal situation, the use of discs and e-texts have been beneficial in providing students with a resource to support their learning.

This year, two Geometry Honors classes were taught using a “Flipped Classroom” instructional model. The data that was collected supports this type of instruction. Not only did the students move further ahead in the curriculum, their test scores were competitive with peers who had learned honors geometry in traditional classes.

The math department continues to grow in its use of technology. Several teachers created their own web pages to organize their plans and materials and provide support to students.

History and Social Studies: Students were given opportunities to learn in and outside the walls of the history classrooms. Activities included the spring induction of several students into the History Honor Society, the monthly display case celebration of notable historical topics created by a number of student interns, participation in *Student Government Day* in Boston, attending the *Boys and Girls State Conference*, exploration of early United States History by walking the pathways of our forefathers on the “Freedom Trail”, being an “eyewitness” to history through the exploration of the Massachusetts State House with Representative Marc Pacheco, the New Bedford Whaling Museum a walking tour of the and Underground Railroad, and travelling through Italy with 25 students during February vacation. Attendance at the annual *YMCA Youth In Government Conference* by our students resulted in the election of four state leadership positions, one delegate elected to the Conference on National Affairs summer 2013, and the award of premier delegation. Work completed by the History Honor Society included collaborating with and assisting directly the Middleborough Historical Association and beginning work toward the completion of a virtual memorial dedicated to Wayne M. Caron, of which will be supported through the awarded CLC grant funding secured this April for the creation of digital storybooks within the social studies elective Current Issues.

English: The English Department was involved in many enriching activities that had a direct impact on students including: active teacher and student participation with AP training and workshop days, rewriting of curriculum maps, choosing of two common texts for each grade level, the start of creating common assessments for selected texts, and several field trips planned throughout the year giving

students the opportunity to experience literature first hand (i.e.: the stage productions of *Macbeth*, a workshop with Shakespeare Now, and an outing to see the new *Great Gatsby* movie for the juniors who have just finished the novel).

Science and Technology: The Science and Technology department continued to embrace the opportunities afforded to teachers and students through the Massachusetts Math and Science Initiative (MMSI) Advanced Placement grant. Mrs. Heidi Bradbury, Mrs. Kathy DiModica, Mr. Alan Harris, and Mr. Kurt Roensch participated in professional development opportunities and the study sessions for students. All of our 6-12 science teachers participated in 2 vertical team meetings in support of our pre-AP classes. Discovery Tech Book training was a focus of some of the PD opportunities the science teachers took part in to move away from the traditional hard bound text book to one of technological advances. The department also spent a considerable amount of time incorporating the school wide “Learning Expectation - #2-Acquire and Assess Information for a Purpose, #3- Apply Critical and Analytical Thinking to Solve Problems, and #4- Collaborate to Meet a Common Goal into instructional practices. Collecting and analyzing student work was a major focus this year in preparation for the NEAS&C visit. The teaching staff of the science and technology department embarked on several field trips over the year. Students by the end of the year will have visited the MIT Museum and Nuclear Reactor, the Monsanto Biotechnology plant, and river and field environmental studies at the ocean and in the Town of Middleborough. Guest speakers from MIT and other science areas were brought in to enhance the knowledge of students in the fields of science and technology. The Science National Honor Society Middleborough chapter was created this year. Mr. Alan Harris participated in an externship on the community garden at Middleborough High School. Mr. Harris is also an integral part of the recycling and community garden program at MHS. Through an EPA grant the MHS science department was able to rid the hazardous chemicals from the school.

Foreign/World Languages: The Language Department provides our students with opportunity to learn how to communicate in one of three “world” languages: Spanish, French, and Russian. Students engage regularly in exercises that practice the four skill areas of foreign language communication: reading, writing, listening, and speaking. They also practice the three modes of communication: interpersonal, interpretive, and presentational. Through the development of skills in these areas students work to attain proficiency in the 21st century learning expectations numbers one, five, and six. The teaching staff of the foreign language department endeavors to enhance student learning through authentic linguistic and cultural experiences such as the *El Mariachi* restaurant field trip, and the celebration of national foreign language week. This year the celebration included student speakers presenting morning announcements in target

languages, a cross curricular salsa dance lesson that involved collaboration with the P.E. department, and many after school activities for enrichment such as a crepes cooking class, a multi-lingual scrabble tournament, a cartooning in Russian experience, a final-world cup soccer gaming experience, and a piñata creating party. Staff members representing each of the three languages offered at MHS also participate in an afterschool exploratory language program at the Nichols Middle School. These instructors provide five lessons to students at the middle school for fun and enrichment as well as to assist these students in their selection of a language of study when they transition to the high school.

Health/Wellness and PE: The Physical Education Department continues to find ways to keep students physically active and engaged regardless of the season. Students participate in a variety of fitness activities. Traditionally, spring and fall terms have the students outdoors, while the winter brings students inside for many competitive games and tournaments. The staff has incorporated the use of technology into their daily lessons to display examples of model skills and provide current biomechanical information. Weekly, the PE staff provides t-shirts to the outstanding performer of the week in each class.

Fine Arts (Visual Arts, Theatre and Music): The Fine Arts Department continues to provide opportunities for our students to be creators, performers, and audience members. This participation in the Fine Arts enables them to discover and develop their own creative capacity, thereby providing a source of lifelong enrichment.

Our Visual Art students have again been an integral part of our community by displaying their artwork not only at the High School, but in areas around the town as well, including the Superintendent's office. MHS art students have also been encouraged to participate in regional and national award competitions. This year, Michaela Mann and Sarah Newton were recognized for their outstanding artwork in the prestigious Scholastic Art and Writing Awards competition. Michaela won a Gold Key Award for a self-portrait that was sent to be judged on the national level and Sarah Newton received an honorable mention for a colored pencil rendering of three apples. Brittney Reed has been honored this year to participate in Art All-State, a highly competitive activity for high school juniors. Brittney spent a weekend at the Worcester Art Museum in May, creating collaborative art work with other high school juniors from around the state and artist mentors.

Our Theatre students produced four main stage productions and four open-mic coffee houses this year. Speech and Theatre Workshop's Board of Managers, chaired by Artistic Director David Williams and Company Manager, David Rocharz developed, organized and produced each event in a collaborative

manner. The fall show, *Darkness at Noon*, directed by MHS 2001 alum, Joshua Quackenbush, with a cast of 45 and crew of 20, explored pre-cold war Soviet Russia and the universal dilemma of speaking out against evil versus personal safety. In March, STW competed against 130 schools across the state in the Massachusetts State Drama Festival. The cast devised an original, expressionistic piece titled, *Train of Thought...* incorporating sound, movement and video. The entire production moved on to semi-finals and several company members won the coveted All-Star Awards. Winners included: Patrick Anderson for sound, Cody Tubman, Chad Simonds, Doug Lieb, Ben Sangiolo and David Williams for acting. The theme for *That's Entertainment 35* was "90's Rewind" and included over 100 students on and off stage singing, dancing, and acting. Coffee houses are more informal in nature and encourage students to participate in open mic performances, theatre sports and food competitions. Themes this year included Halloween, Holiday Ugly Sweater, Shakespeare's Masquerade Birthday and the Black and Purple Ball.

Our Music students not only performed at annual concerts held at MHS, but were frequent contributors in the town at athletic events and various parades. Our MHS Drum Line was even chosen to perform at the opening ceremonies for the Special Olympic Games held at the State level. Our Music students travelled to NYC in March to participate in the Big Apple Classic competition and all our performing groups came home with first place finishes. Once again our Music students have been accepted to participate in the Jr. and Sr. SEMSBA Festivals and we also had three students this year accepted into the Jr. District Festival, a true testament of our skillful music students.

The Fine Arts Department is constantly striving to challenge its students, pushing their creative limits and encouraging lifelong artistic literacy.

School-To-Career: The School-To-Career Program is stronger than ever. The program includes our senior internship program, which services over 150 seniors each year. Our internship program includes placements at the Middleborough Police Department, Morton Hospital, local businesses, schools throughout the community and so much more. Our Fire Science Program enrolled eight seniors who spent the fall semester engaged in classes through the Middleborough Fire Department. Also, our Child Care and Food Management Programs were very successful this year.

Guidance: The guidance staff is here to help students navigate high school and plan for the transition to "life" after high school including: "class" meetings on topics such as PSAT's, SAT's, the college application process, an informational session to educate all interested students on the academic requirements of the National Collegiate Athletic Association (NCAA), student-athletes from

Stonehill College presenting a session to our underclassmen with a focus on the transition to college and collegiate level athletics. Presentations have also been made for families regarding the college search process and the MEFA Financial Aid Program. Students were given the opportunity to attend three college fairs with over a hundred post-secondary colleges/schools represented and were also provided with opportunities to tour several college campus' and post-secondary school programs including: The National College Fair in Boston, and numerous college visits throughout New England. The Guidance staff responded to the need to create a formal college-readiness program for all of our students. The Guidance Department created a Junior Seminar, which will be offered through our Advisory Program next year. This program will allow more a personalized approach between the relationship between the guidance counselor and the student whom they serve.

NEASC ~ New England Association of Schools and Colleges:

The faculty and staff of Middleborough High School took part in an 18-month process in preparation for our site visit from the New England Association of Schools and Colleges. This visit is for our accreditation, which takes place every ten years. Our visit by NEASC will take place from April 7 – 10, 2013. Educators from across New England will spend four days visiting classrooms, observing teachers, interviewing members of the school community, especially students. The visit will conclude with a preliminary presentation from the chair of the visiting team giving a general overview of the visit and their findings. The final draft of the NEASC Report and their findings will be available in the fall of 2013.

PROFESSIONAL DEVELOPMENT

Instructional practices remain at the forefront of what we do in the classroom. As a result, our teachers continue to seek learning opportunities for themselves that will be directly applicable to the classroom. Professional development workshops have been developed and led by our faculty and instructors. Some of those workshops included:

Vertical Teaming: All of the Middleborough High School and Nichols Middle School staff have spent professional development time meeting together regarding curriculum in grades 6 – 12. Their discussions and work have included integration of the Common Core, realignment of curriculum, and assessment of data and practices.

NEASC (New England Association of Schools and Colleges): Laurie Davis (English), Danielle Duggan (Theatre and Speech), Tom Smith (History) and Paul Branagan (Principal) attended a two-day workshop on implementing common formative and summative assessments into our content areas. Furthermore, this

training helped with the transition to using our school-wide 21st Century Learning Expectations.

NEASC Showcase of Model Schools: Danielle Duggan (Theater and Speech), Kristin Bateman (English), Jennifer Romano (Guidance), and Matt Osgood (History) each attended 3 presentations given by New England high schools showcasing a variety of “best programs”. Information from these programs was presented on a professional development day to the MHS staff.

Formative Assessments Training: Colleen Gleavy (Science), Alex Rodrigues (History), Jaime MacLeod (English), Steven Chamberlain (Math), Kelly O’Keefe (Special Education) and Jennifer Long (Math) attended one-day training on the creation, implementation and analysis of formative assessments. Upon the conclusion of the training, this team led four sessions of training for the entire staff.

Aspen – X2: As part of the new student information program (Aspen – X2), workshops and information sessions have been attended by many of our staff members.

The high school faculty and staff not only presented but also attended a variety of programs through the summer and the school year including sessions and workshops through NEASC, Teachers 21, MSSAA, the MARC Center at Bridgewater State University, and the MMSI Grant. Much has also been done to update and write curriculum maps for each course offered at MHS. Our staff continues to find ways to incorporate established best practices for student learning.

STAFF AND STUDENT ACHIEVEMENT

Students at Middleborough High School are provided with many interesting opportunities in the classroom, on field trips, and through our co-curricular offerings.

The spring of 2012 brought the first annual “Sachem Underclassmen Awards”. The awards are given by the faculty to recognize students who improve the atmosphere of the school and to recognize students who realize their scholastic potential. The award is based upon the “three A’s”: Attitude, Achievement and Academics.

The fall of 2012 continued with the energy of the student recognition program to MHS titled, *Finish STRONG*. The program was introduced and is facilitated by Mr. Paul Branagan, MHS Principal. The goal of this program is to create incentive for ALL students to begin to work toward graduation from the start of

freshman year and continue on the path for a STRONG FINISH at the end of their senior year. On the first day of school each student and staff member at MHS received a shirt with their class color, imprinted with their class motto. Banners with each class motto were signed by students pledging to work hard toward graduation. These banners now hang proudly in the MHS Main Lobby. The “Finish STRONG Program” is an incentive-based program to help motivate students to work hard in their classes and to graduate from Middleborough High Schools with success. Teacher committees meet regularly to review student growth and plan student recognition events. (One of these events occurs each month. Students are nominated by their teachers as a “student of the month”. Their photo is hung on the Student STRONG wall in the MHS main lobby.) To maintain the momentum, we have named Thursday as “Strong Day”, Students and staff are encouraged to wear their “Strong” tee shirts on that day as a visual reminder to work hard and strive for excellence. This year, we implemented two new components of the Finish STRONG Program. The Teacher Strong program recognizes a teacher each month who has done an outstanding job in the classroom. This selection is done each month by the student body. Also, the Nothing But A’s Club (NBA Club) celebrates students who received all A’s on their report card at the end of first semester. In January, we celebrated 52 students who were inducted into the NBA Club. The NBA Club has been sponsored by Harbor One Credit Union. The sponsorship allowed for each student inducted to receive a t-shirt to celebrate their accomplishment.

Students were able to once again seek help in preparing for the MCAS tests. The MHS After-School Academic Support Clinic was once again available for support in mathematics, English, and Science and open to all students in grades 9 and 10. This program was funded by a grant from the Department of elementary and Secondary Education.

Fifty-five of our seniors were named as John and Abigail Adams Scholars for their outstanding performance on the MCAS exams. These students represent the top 25% of their class. These students are entitled to attend any of the Massachusetts state universities tuition free. Also, there were 62 members of the Class of 2014 who were awarded the Koplik Award of Distinction.

The Middleborough High School Student Council is known throughout the state for its school, community, state, and national achievements. Student Council is a force in the building – promoting a culture of acceptance and participation. Numerous events have been successfully implemented including the “Wish a Minute” to raise money for various charities and community needs, hosting the annual charity dinner fundraiser during Homecoming week, coordinating food drives for the local food pantry and coordinating holiday gift drives. Middleborough students serve on the regional and state student council executive

boards, participate in all the regional and state events and continue to send student delegates to the National Association of Student Council annual conference.

Also contributing to outreach and serving others are the Key Club. Key Club coordinates Family Nights, Friendly's Dinner Nights, and the annual "Heat to Eat" dinner to raise money to give to local families for home heat. In September the high school launched a new program called The Principal's Roundtable. This group of approximately 40 students represents student leaders from every facet of our school community. This group met monthly to talk about issues in the building and to find ways to resolve the issues. Also, this group facilitated the Grade 8 Transition Program in November. The community service work that our students participate in, throughout the year, are far too numerous to name in this report.

Middleborough High School continues to be a vibrant and engaging place to teach, learn, and develop. We believe that there is no place that our students and staff would rather be than at Middleborough High School.

We are the SACHEMS!

Our graduates: Solve Problems
 Acknowledge Global Issues
 Communicate Well
 Help Others
 Embrace Life-long Learning
 Make Learning Relevant
 Strive for Excellence

Our Core Values and Beliefs Statement

We believe that all students should become life-long learners who can effectively communicate in their world while showing confidence, demonstrating tolerance, and providing service to their community. We challenge students to be informed young adults who will help to solve problems within our global society using creative ideas. A combination of challenging courses, varied instruction, and authentic learning opportunities will provide students with the means to achieve their goals.

John T. Nichols, Jr. Middle School

Submitted by Martin R. Geoghegan, Principal

January, 2012 – December, 2012

School Improvement Plan:

- **Goal #1 Partnership Development and Community Involvement**

- Create innovative school and community partnership to promote educational excellence and validate the importance of education.
 - Have had consistent and constant updating of NMS website/blog.
 - Have increased partnerships through PTSA and other arenas.

- **Goal #2 Physical Facilities**

- Provide and maintain physical facilities that meet or exceed federal and state guidelines and support instruction that meets 21st century.
 - Every classroom was outfitted with a BrightLinks interactive whiteboard system.
 - Have six trained “Tech Specialists” in the building (teachers).

- **Goal #3 Teaching, Learning and Assessment**

- Ensure that instruction and assessment reflect effective practices, set high expectations for all students and promote 21st century learning.
 - See notes below on Curriculum, Professional Development, and Instruction.

- **Goal #4 Professional Development**

- Provide ongoing, systemic and sustained professional development that supports the goals of the district and promotes the best practices of Middleborough Public School educators and support staff, in order to enhance student learning.
 - See notes below on Curriculum, Professional Development, and Instruction.

Curriculum and Professional Development:

- Dedicated PD time to rebuilding a curriculum in connection to the Common Core State Standards (CCSS) across all departments to tie to Frameworks for Literacy in all subject areas and Math:
 - ELA
 - Working on curriculum maps for each of the three grade levels to make sure “we are doing the same thing across the grades” and building upon each other as students move from grade to grade.
 - March’s PD Day is dedicated to working with Mary Ellen Caesar from DSAC to create Model Unit Plans to use for all grades with CCSS.
 - Math
 - Looking into a common, consistent math system district-wide. We have narrowed our choices down to the same two programs the elementary schools are piloting. This will help in a seamless transition from grade 5 to grade 6.
 - Worked with Teachers21’s Dr. Christine Moynihan in working with all math teachers on a common math vocabulary and language.

- Social Studies
 - Working on changing all three grades' curricula to be more closely tied with the 21st Century learning.
 - 7th Grade curriculum has elements of it being built online to have a “flipped” environment for parts of the 7th grade course.
 - Working on the changes for next year with Current Events through all three grade levels and Civics in 8th Grade.
- Science
 - Working with Discovery Channel to rebuild 8th grade curriculum.
 - Looking at how we might change the overall scope and sequence of scientific topics through all three grade levels.
- Unified Arts
 - Working on ways how the Unified Arts classes can help and support the core curriculum within CCSS as well as MCAS.
 - Making the UA more relevant to the students' progress in a Whole Child effort.

Instruction

- Since the first day of school, the principal and/or the assistant principal has gotten into each and every classroom at least once a week to observe teaching and learning.
 - This engagement has enabled administration to actively monitor and give feedback on instructional practices to the staff since the first day of school.

- Feedback has been given in the form of conversations with teachers as well as highlighting best practices for all faculty in the principal's Friday Memo.
- The culture and climate of the building has improved greatly since the start of the year. Faculty meetings and PD days have been used to bolster this "team-building" idea. Teachers understand what is expected of them and they have, in turn, responded. One example can be seen in the posting and reviewing an Objective for each lesson almost completely in each and every classroom. It is a practice that has picked up since the first faculty meeting of the year.
- Improvement in practice is, by far, the number one priority of the current administration, and we are attempting to improve it in everything we do by modeling, instructing, research, article study, and evaluation.

Department Leaders

This year we were able to reacquire the positions of Department Leaders at the middle school level. These individuals work with the STEM and Humanities Director with the Principal and Assistant Principal to coordinate monthly department meetings, Professional Development days, and other curricular initiatives. These individuals are:

- Mrs. Amy Anderson, Math
- Mrs. Andrea Borges, ELA
- Mr. Scott Redpath, Science
- Mr. Donald Rothemich, Social Studies
- Mrs. Jeriann Tucker, Unified Arts

Henry B Burkland Elementary School

Submitted by Derek Thompson, Principal
School Year 2012

This year has been an exciting year for myself and the entire HBB Community. This marks my first full year as Principal of HBB and I have had the wonderful opportunity of being joined this year by an entirely new staff in the Main Office. Joining me this year has been first year Assistant Principal Mr. Jeremy Gobeil and our two main office Secretaries Mrs. Erin Serrilla and Mrs. Kathy Scanlon.

As we set off on our first year together we also hired a few new staff members who are new to Middleborough. We hired Ms. Courtney Gobeil (grade 1 teacher), Ms. Samantha Holmgren (grade 3 teacher), Ms. Catelyn Wheeler (part time art teacher), Ms. Kelly McLaughlin (part time gym teacher), and Mrs. Nancy Kidd (part time music teacher).

This year marked the second year of a reconfiguration process which moved HBB from a school serving grades 3-5 to grades 1-5. A great deal of time was spent at the start of this year developing systems and procedures which ensured the smooth operation of the school as many of the schools operating systems needed updating as a result of all the new staff and students.

We also spent a great deal of time over the course of this year developing the School's overall culture and climate. Many of the traditions and events of HBB had been lost in the process of reconfiguration and the moral of entire HBB community had been impacted as a result. We started a group of teachers and administrators which called Team Vision whose goal is to resurrect events and traditions which are important to the faculty and to establish events and traditions which speak to the kind of school we want to become. We have also begun the process of developing a new Vision and Mission Statement for the school which is more in line with the Middleborough Public Schools Strategic Plan. In coordination with the HBB School Council we have established our goals, our statement for how we seeing ourselves achieve those goals and we are in the process of fine tuning our Vision Statement.

Our Mission Statement, also defined as the way we will achieve our goals is.....

We are Burkland's BEST

B-elieve

E-veryone

S-ucceeds

T-together

Our Goals as we move forward are....

Goal 1- Improve the Morale and Climate of the entire school community

There are many things we are doing in the area to achieve our goals, however, a major focus is being placed on improving communication, improving the school culture and ensuring that HBB is a safe, clean school facility which can support student learning.

Some of the ways we have improved communication throughout the building has been the focus on increasing the functionality of the HBB website. We have embedded a blog directly into the site which can be followed by email. We have posted an up to date school calendar and we post regular updates sharing important information and celebrating the many things going on at HBB. Over one 4 month stretch from January to April we had roughly 40,000 page views which indicates that many parents and community members visit the site often to stay up to date. For those who may not prefer to get their information from the website we also have a weekly newsletter which comes from each teacher every week.

In addressing the school culture one of the things we have done this year with great success has been to implement a PBIS (Positive Behavioral Interventions and Supports) system with all students. We started the year with a set of positive behavioral expectations for all students. Those rules are stated each and every day as the **Burkland's Best**

**Be Safe
Be Respectful
Be Responsible
Be Caring
Be Healthy and...
Try Your Hardest**

Students who are “caught” demonstrating the Burkland's Best are awarded tickets to the Husy Haven (school store) where they can trade in tickets for prizes. The store is open each Thursday and is run by a group of dedicated parents.

We also recognize students through our Character Word of the Week award where one student from each class is recognized for best demonstrating the Character Word of the Week. On May 3rd we attended a Pawtucket Red Sox Game where all students who had won the Character Word of the Week received a free ticket to the game and was called down to the field to be recognized for their accomplishment.

In addition to rewards all consequences and efforts to address poor behavior are done so through the Burkland's Best. Instead of making children feel bad about themselves when they do something wrong, we focus instead on the fact that they made poor choices and they need to repair either the relationships or whatever else may have been damaged by those poor choices. Further, we focus on helping students make good choice in the future. This approach ensures consistency and positive student behavior while increasing self-esteem in all children. It also helps in establishing a positive school culture overall by shaping and encouraging the kind of behaviors we want to see.

Goal 2- Establish a culture of collaboration and accountability focused on student achievement and high expectations for all students and staff.

This year a great deal of effort and energy has been put in to creating grade level Professional Learning Communities where we are all focused on the use of data to drive instruction. Further, the development of Professional Learning Communities reduces the sense of isolation often felt by teachers and promotes the sharing of best practices.

In developing professional learning communities we reworked our schedule to create an Expanded Learning Block where students have the opportunity to participate in enriching activities focused on helping students acquire essential 21st Century Skills. These activities are run by Special Subject Teachers and has allowed classroom teachers the opportunity to refine the school curriculum to better align with the newly created Common Core Curriculum Frameworks. Part of this process included the development of school wide rubrics designed to ensure consistency in the curriculum and to ensure that each grade level team has shared goals, focused on high student achievement, for which there is mutual accountability.

The work done this year was only a first step but has gone a long way in pulling our staff together, improving curriculum and instruction and has set us on a path of success as we seek to increase rigor and improve student achievement.

Goal 3- Establish flexible, clear structures and systems designed to support high student achievement at all levels.

Much of the work done in this area was touched upon previously as we have spent a great deal of time this year updating our policies, procedures and systems to respond to the reconfiguration. We have also spent a great deal of time evaluating and planning for changes in our school wide schedule, our Special Education Department and our support systems for struggling students.

In coordination with Mary Buchanan (Special Education Director) we brought in Mr. Jim Shillinglaw from the Walker Program to conduct a thorough program review of our Special Education Department as we have identified a that as a critical area of need. Through the guidance provided through that review and in coordination with Ms. Buchanan we have developed a new building wide schedule which will be implemented for next school year. This new schedule was built around the needs of the special education department and will allow us to maximize the resources we have committed to the students deemed most at risk.

As we move forward we will be placing a greater emphasis on effective co-teaching and the development of effective pull out classes as needed. We will also be developing a learning center model, based around the frameworks of RTI (Response to Intervention) where we will be able to provide supports to any student who is struggling before they become identified for Special Education.

Goal 4- Continue to investigate, analyze, implement and adopt best research based practices to improve student achievement

Over the course of this year teachers spent a great deal of time working with the folks from the Teaching and Learning Alliance and the ELA Coach to continue past work done in developing the Readers Workshop Model within the class. A great deal of effort was also placed in developing updated Units of Study in ELA based around the building wide rubrics.

Teachers at HBB piloted two different Math programs this year (Go Math and Envisions) and went through a very lengthy and thorough process, led by the Director of Elementary Curriculum, to select a new Math program. Envisions was selected and will be fully implemented during the 2013-2014 school year.

As mentioned previously, teachers spent a great deal of time working in their professional learning communities this year developing building wide rubrics in ELA by “unpacking” the new Common Core Frameworks in ELA in an effort to better understand the new frameworks and ultimately, the new expectations being placed on our students.

Conclusion

The amount of work done over the course of this past year by our teachers has been extensive and impressive. This report only touches upon the many great accomplishments of this past year. For a more detailed description of the plan to move HBB forward please refer to our school improvement plan which can be found on the school’s website.

We are proud of our staff, students and parents for all their hard work this year and we are looking forward to the future as we continue to become the best we can be and a school which is a source of pride for the entire Middleborough Community

Mary K. Goode Elementary School

Submitted by Jeffrey Cateon, Principal

January 2012-December 2012

The Mary K. Goode Elementary School continues in its second year as a grades one through five school. We continue to develop and build upon the mission of the Middleborough Public Schools to prepare all students to excel as educated, responsible, global citizens. This District Mission Statement, together with our school motto drives our daily operations and ongoing decision-making. Students are able to explain and model these core values.

We work collaboratively with parents (PTA, School Council) and community to help our children acquire the knowledge and skills needed for their roles in a global community.

This report intends to present information that demonstrates the ongoing progress being made at the Mary K. Goode School. The following areas will be reviewed for our Annual Report: Curriculum and Professional Development; Student Activities and Achievements; School Goals.

Curriculum and Professional Development:

As indicated in our system-wide Strategic Plan, our school's motto, and our School Improvement Plan, student achievement remains our highest priority at the Goode School. In our second year as a testing school the results from the 2011 and 2012 Massachusetts Comprehensive Assessment System (MCAS) are reviewed with a great deal of emphasis. This data assists us not only in assessing student progress, but also allows us to thoroughly review the effectiveness of our curriculum and instruction. The Mary K. Goode School was redefined Under the Federal "No Child Left Behind (NCLB)" Act. As a result of not having multiple years of data, our Accountability and Assistance Level is listed as Insufficient Data. We continued to receive assistance from the state's District and School Assistance Center (DSAC).

What follows are initiatives that have been put in place for the 2012-2013 school year. It infuses aspects of professional development, curriculum and assessment along with committees formed this year.

This year included adding one teacher per grade level at the intermediate level (Grades three, four and five). Lowering class size was one recommendation put forth in the School Improvement Plan.

In English Language Arts, we continue to use the curriculum named above. After careful review of the Foundations program by our Literacy coach, the Common

Core version of grade one has changed. The change was not reflected in grades two and three. As result, we purchased the materials for our grade one staff.

Our Literacy coach is working in many capacities in our district. In the beginning of the year she provided professional development in training all new staff on administering the DRA. That work was furthered when she conducted training on the use of progress monitoring of the DRA in grades four and five. As an aside, DIBELS progress monitoring already takes place in grades one, two and three during Response to Intervention (RTI). She then continued her work in modeling and being a resource for teachers. She also began working with administration and teachers in the common structured planning time that will be referenced later in this document. Her ongoing focus is working with grades one and two in developing units of study in writing.

The Teaching and Learning Alliance has been working in Literacy with grades three, four and five. The consultant has been at MKG three times thus far this year. She has focused on modeling instruction in Reader's Workshop. The workshops were conducted in half day formats, thus each grade had a full day in total. After the work conducted and further consultation between the leadership team and TLA's director, we have decided to move in a different direction with subsequent training. The new focus is the development of units of study for each grade level. All teachers in the grade level will receive half day training on trajectories and development of units. We will then select three teachers per grade level to work in collaboration with the consultant in designing a unit. Our partner school, HBB, will do the same. Upon completion, we will have two units of study two begin our school year in 2013-2014.

Common structured planning time was designed for all grades one through five. We began on November 7, 2012. Our first course of action involved changing the structure of the schedule so that specialists (Art, Music, Physical Education, Library and Computer Lab) would work with students academically in an extended learning block time. The academics in Art, Music and PE would extend further into realms of instruction conducted during the day. The Computer and Library Educational Support Personnel plan around work that supports instruction done by the classroom teachers. A rotating system in the calendar was designed so as to ensure equity for all students in meeting with students. Its premise involves unpacking standards and developing rubrics in Literacy as a correlation with the work done by the Literacy coach and TLA as described above. In addition, this structure allows for the preliminary construction of Professional Learning Communities (PLC). Future planning work includes the development of common assessments, curriculum mapping, work in other curricular areas, understanding of using data to drive instruction, full implementation of PLC's and ultimately the design of a new report card.

In Mathematics, our Math Coach resigned in August. We were unable to find someone that fit our needs to fill the position.

We set forth in piloting two math programs this year. This process began in the summer when a pilot committee was formed. After presentations made by Everyday Math, Pearson's EnVisions and Houghton-Mifflin's GoMath, the decision was made to use the latter two as pilots. This decision was made based upon a rubric brought forth by Anita Rodriguez, Director of Elementary Education. Further, it was decided to pilot two in each grade level. All teachers were asked if they were interested in piloting the programs. Many responded and the next step was for administration to select pilot teachers. At MKG, we decided to pilot in one inclusion classroom and one regular education classroom in each grade, with the exception of grade four. The rationale was the fact that three new teachers were recently hired in that grade level. In August, teachers that were selected were trained by each vendor. Subsequent to the initial training, two more half day trainings took place this year. Each was done in tracking teachers' progress. The second training focused on the use of technology for instruction and student use. Mrs. Rodriguez has continued working with principals in meeting with teachers before school to discuss strengths and weaknesses of each program. The rubric was used again with pilot teachers as a means of understanding the programs based upon data. We have selected Pearsons EnVision as our next math program in Middleborough.

In Science, one change has happened in grade three. Our teachers have been trained in Discovery Tech-Books. This program was purchased by the district and incorporates the use of interactive technology in Science lessons. Unfortunately, we are not equipped with interactive whiteboards; therefore, we are not able to use this product to its full capability.

At this point, no changes have been made to the Social Studies program.

Response to Intervention (RtI) is currently used in grades one, two and three. This practice has been in place at MKG for a number of years and is a regular education service. This year, consulting teachers of reading and classroom teachers instruct students requiring tier three instruction and educational support personnel provide instruction of students requiring tier two instruction. One concern continues to be students in Special Education. The pupil personnel director and team facilitator worked with administration to implement use of special education teachers and Educational Support Personnel working in tandem to promote growth in students below the benchmarks in these grades.

Technology mentors have been selected in our school and our working to provide trainings and support in web page design, IPADs and portable technology

(ELMO and projectors). Recently, Bright Links projectors were installed in classrooms of Math Pilot teachers. The goal is to install devices in all classrooms before school begins in the Fall of 2013.

The following committees outlined below have been working to improve efficiency in our school:

The Emergency Response Team (ERT) began work in November, well before the incident that took place in Connecticut, with a focus on Stay Put and Lockdown procedures in correlation with the plan already developed by MHS. We have begun lockdown drills in our school and will work hand in hand with the Middleborough Police Department to conduct drills on a regular basis.

The Building Based Support Team (BBST) has been retooled with a stronger purpose and protocols, particularly in data use, under the direction of Mrs. Valenti, our Assistant Principal and Mrs. Ruscher our School Psychologist. They work together with other team members to isolate interventions of support and timelines for teachers. The Child Study Team (CST) works in tandem with BBST to determine needs and develop plans for students after all interventions have been attempted.

Principal's Advisory Council (PAC) has been active in our building for two years. Our focus is to work on creating teacher leaders and rolling out communication to our departments. Each grade level, special education, specialists, and ESPs represent voices advocating for the students. We meet to collectively solve concerns that arise in our school. Recently, we have taken aim at concerns addressed on the school culture survey conducted in November. We will continue to work on the message written by Todd Whitaker in "What Great Teachers do Differently" as a means to further Vision and Mission in our school.

The School Council is working on the School Improvement Plan for 2013-2014. Our charge is the use of SMART goals in our new plan.

Parent Teacher Association (PTA) is very actively involved in the success of our school. They have provided cultural enrichments and funding to provide some support curriculum for grade levels, one example is Scholastic News.

Upcoming committees being formed include: Elementary Student Handbook Committee and Schedule Committee.

The Goode School continues to pride itself in the variety of programs and services offered through our Special Education and Title I programs. Children with specific learning, social, emotional, and developmental needs are serviced

through these programs. Most importantly, the strong connection between our regular education program and these services reflects an active, productive partnership.

Student Activities and Achievements:

The Goode School continues to strive towards finding ways in which students can be successful. The recognition and celebration of students' accomplishments is a very high priority.

Character education has been a major focus at MKG this year. "Catching Kids Showing *"Goode"* " is the underlying theme of our discipline policy at the Mary K. Goode School. A student recognition committee was formed. This consisted of two students, three teachers, two parents and administration. We were able to focus on three areas. Lucky Lunch allows classes to compete with each other based upon criteria to earn the opportunity to have their table decorated. Go Green Club will work on the "environment" of our school. The last initiative is the "Mary K. Do-Goode" awards, which are slated to begin in early March. Our eagle has been painted in the dining room. Students that have earned five awards for being "Goode" will get their name on a feather that will be posted on our eagle. Our student council and student leadership still continue to thrive under the direction of Mrs. Valenti, teacher volunteers and parents.

Staff Activities and Achievements:

Several staff members deserve kudos for their continued efforts. Mrs. Marybeth Ehney and Janice McPherson, once again, successfully organized the **Fourth Grade Spelling Bee**. Our music department, through the efforts of Mrs. Corinne Varjabedian, Ms. Nicole Fantasia and Mrs. Nancy Kidd continued to provide a variety of entertaining performances.

The mentor program, through the efforts of several members of the Goode School staff, continues to provide new teachers with educational strategies.

Each and every day is special. Our goal is to enrich the lives of each child here at Mary K. Goode Elementary School.

Memorial Early Childhood Center

Submitted by Virginia L. Levesque, Principal 2012

“The Memorial Early Childhood Center Community will prepare all learners to excel in life, by providing a developmentally appropriate social, physical, emotional and academic curriculum based on Massachusetts Standards. Our school environment recognizes and respects all individuals and their diversity. We foster a strong working partnership among school, home and our local community. This partnership builds a solid foundation of skills through challenging educational programs as all learners embark on their educational journey.”

Curriculum and Professional Development

Professional Development in the English Language Arts curriculum was once again supported through several professional development sessions with TLA (Teaching and Learning Alliance). Teachers observed the TLA instructor model lessons in Kindergarten classrooms and then incorporated the practice into their instruction. The additional support of the K-5 Literacy coach has provided the Kindergarten teachers with opportunities to discuss and implement the level of expectations and benchmarks for Kindergarten as well as the receiving grade.

Knowing the importance of data and assessments, Kindergarten administers the DIBLES three times a year, DRA2 twice a year and Concepts of Print twice a year. This data is used to provide the level of instruction based on the skills of the individual students. This information is vital in establishing guided reading groups in Kindergarten. All of the data and assessment results are provided to the first grade teachers which then allows for the continuation of instruction at the identified level.

Our Math Professional Development was minimized this past school year with the loss of our K-5 Math coach.

Teachers continued to share information and attend trainings to further advance their knowledge.

Two of our teachers, Kelly O'Halloran and Jan Zion attended a two day Math Training session. They will be sharing their information, experience and resources with the staff during a staff meeting. Mrs. Green and Mr. Rooney with the support of her colleagues, planned a successful family Math night. Families left with a better understanding of the Math concepts taught in Kindergarten along with all of the necessary materials to play the Math games and continue reinforcing these skills at home.

We initiated our RtI (Response to Intervention) model in January, utilizing all Kindergarten classroom Educational Support Personnel (ESPs) along with our Specialists, Special Education teacher and full time School Psychologist. This model involves providing support to the children identified as needing additional support in a small group setting. Teachers meet with the interventionists to discuss the progress of their students during the 6-8 week session.

Ten of our Educational Support Personnel are preparing to complete the CDA process and prepare for their final step in receiving their Child Development Associate. This step is part of the requirement to continue to participate in the Full Day Kindergarten Grant. The annual NAEYC report was submitted in February and approved by NAEYC. This annual report is required for four consecutive years and then we begin the application process for our next accreditation visit in 2015.

Throughout the year, staff members also continue to enhance their knowledge and best practices through their participation in continuing education courses offered by local colleges, the teachers' association and professional development opportunities.

Staff Achievement and Activities

Each year we look forward to the return of our High School interns who arrive in January. This year we welcomed 12 students who participated in the childcare preparation program at Middleborough High School. These students have indicated an interest in working with children that could possibly lead to a career in the field of Early Childhood Education. Mrs. Tammy Miller, their advisor, works closely with the school principal to ensure the students understand their commitment in this partnership. For the first time, this year we had the opportunity to have four seniors who requested to return to the MECC to continue their internship that they had started in their junior year. Their experience from September through December provided them with the opportunity to see first-hand what the beginning of the school year looks like in a Kindergarten classroom.

The Memorial Early Childhood Center also provided student teachers from Bridgewater State University, Massasoit Community College and Quincy College, with valuable initial student teaching experiences and or observations as they prepare for their career in education. Several of these students returned to the classrooms of their own Kindergarten teachers for this experience.

Mrs. Karen Sullivan, along with Mrs. Susan Willens, the Speech and Language assistant, added additional language based program sessions to meet the needs of

the preschool community not eligible for our preschool program but would benefit from a language based experience.

Once again through our collaboration with Community Partnership, we provided two six week sessions of a Friday morning preschool experience for parent and child led by Carol Carver. This opportunity allowed parents and children to attend a two hour preschool session together to learn the acquisition of developmentally appropriate play skills.

MECC Committees:

Building Based Support Team

Cultural Events Committee

District Action Plan Committee

District Emergency Response Team Committee

Emergency Response Team Committee

K-1 Transition Committee

Literacy Committee

Math Pilot Committee

Scheduling Committee

Summer Reading Program Committee

Student and Family Achievement and Activities:

The before and after school Y program housed at the MECC has been a great success. Working closely with the YMCA, the program supports working parents or those who may require extended hours of care. The YMCA has also offered child care on the nights of parent teacher conferences which allows parents to have valuable uninterrupted time with the teachers during the conference.

Once again, our sincere appreciation goes to the PTA for all that they do to support our schools. During the first week of school, those extra helping hands from our PTA parents allow us to assist our little ones with their transition into full day Kindergarten. The cultural performances provide students, staff, and parents with experiences that enhance their learning and extend the curriculum. The annual success of our Kindergarten Registration, Preschool Screenings, Teacher Appreciation Week, Book Fairs, Parent Orientation Night, and Open House would not be possible without the PTA's dedication. For this and all that these parents do for our school community, we thank them. The MECC is part of both PTA's and we support all activities held at both the Henry B. Burkland and Mary K. Goode School. Some of the events included the October HBB Harvest Fair, the MKG Holiday Extravaganza, HBB Spaghetti Supper and Trivia Game show night.

March 2nd brings another one of our annual traditions, the celebration of Dr. Seuss' birthday with our annual Read Across America event. The joint effort and collaboration between the High School student council members under the guidance of the principal, Mr. Paul Branagan, and the MECC forms a strong bond between the book ends of our district. The high school students read a story to each child and leave them with a book to add to their home library. Some High School students had the opportunity to read in the classrooms of their former Kindergarten teachers.

A new tradition began this year with our annual Kindergarten Dance. This year we changed the dance to include only one special person and the Kindergarten student. This decision allowed all of the students to be together on this one special night with their friends from all of the classrooms. Basing a decision on what is best for children always leads to the right decision.

Our Earth Day celebration on April 25, 2012 was held in the gymnasium under the guidance of Mrs. Sue Swarce. Students participated in several activity stations learning about recycling, reusing, and renewing the natural resources of our planet. This event began seven years ago under the guidance of two former Kindergarten parents, Tobey Eugenio and Cidalia Pina-Doherty, at the Lincoln D. Lynch and School Street Schools. Each year we carry on the tradition making changes and adding new ideas yet remaining true to our initial Earth Day Celebration.

May 18 through May 23rd 2012 brought our annual Spring concerts. Mrs. Carol Kelly surprises us each year with demonstrations of the unknown talents and high level of confidence in our Kindergarten students. In conjunction with the concerts we hold our MECC Scholastic Book fair with books that are selected specifically for this age span.

We also invite our local private preschool and daycare programs to attend our evening book fair as part of our community outreach program.

The School Street School Scholarship was awarded this year to Laura Varjabrdian. This scholarship was made possible by the family of Robert Schofield and is awarded each year to a former School Street School student.

Our MECC Open House was held on October 17th. This special evening provides families an opportunity to visit their child's school if they were unable to attend during the September Orientation Day. Several parents from the community also came to tour the building as they expect to have children attending the Memorial Early Childhood Center in the future. Once again we welcomed the Middleborough High School Key Club members who held their

annual SUNDAE fundraiser. Elections were also held during our October 17th Open House for school council.

Mr. Richard Dean and Mr. Kerry McCollem were elected to the 2011-2012 School Council.

In keeping with our Thanksgiving tradition, we once again held the Thanksgiving Food Basket Drive under the direction of Mrs. Kate Quattrucci and Mrs. Brigett Clements. Each year, during the month of November, every classroom is assigned specific items to bring to school to add our Thanksgiving baskets. Through generous donations, a gift certificate from local supermarkets was included with each basket. The generosity of our staff and families helped us to provide several MECC families with a basket during the Thanksgiving holiday.

Our December traditions include: Breakfast with Santa, the annual cat and dog food drive and our final December tradition activity is the reading of the *Polar Express* to the students by Mr. Jeff Stevens. Each picture from the book is projected on the large screen to enhance the experience of the story. At the conclusion of the story, the children, many in their pajamas, proceed to the cafeteria for hot chocolate and marshmallows to complete the experience.

Staffing Updates

The FY2013 budget allowed us to bring back another Kindergarten position which made a significant impact on our class size in September 2012. Our September 2012 class size decreased to 19- 21 students per classroom versus the previous year of 22-24 students.

Conclusion:

As we complete this, our sixth year in the Memorial Early Childhood Center, our school family was once again faced with the loss of a beloved teacher and colleague, Lisa Rizzo. Lisa began her career in Middleborough as a Speech and Language therapist, and then moved into the role of the Art and P.E. specialist at the Lincoln D. Lynch School. Lisa faced each challenge with courage and determination both with her daughter Acacia's illness and her own.

“A hundred years from now, it will not matter what kind of car I drove, what kind of house I lived in, how much money I had in the bank, ..but the world may be a better place because I made a difference in the life of a child.”

—

Forest Witcraft

SECONDARY EDUCATION FOR STEM

Submitted by Melanie R. Gates, Director of Secondary Education for STEM

The position of Director of Secondary Education for STEM was added in July of 2012 to bring coherence and focus to the content areas of science, technology, engineering, and mathematics in grades 6-12. The following synopsis represents the activities within these academic areas between July and December 2012.

The high school staff continued their work in preparation for the New England Association of Schools and Colleges (NEAS&C) site visit. This work certainly supports teaching and learning as they spent numerous hours critically analyzing our core values, beliefs and learning expectations, curriculum, instruction, and assessment of and for learning.

The science department at the high school participated in a six-hour session with Discovery Education in order to launch Techbook within our biology, chemistry, and physics classrooms. Techbook is a digital textbook that includes more than text; it provides audio, video, images, and digital investigations that students have access to outside of the classroom.

Our middle school staff worked on a variety of topics in the fall and early winter of 2012. Our technology teachers and librarian have worked on using Moodle, an online learning environment, to inform and assess students with respect to the skills needed to safely and ethically navigate the Internet. This also enhanced their personal learning with using Moodle. Science teachers have spent time unpacking the literacy standards for science and technical subjects within the 2011 MA Curriculum Framework for English Language Arts, enhancing the implementation of Discovery Education's Techbook in 8th grade science, preparing for and improving the 7th grade science fair, and unpacking science and engineering practices from the National Research Council. The latter work is in support of the unveiling of new standards for science and technology/engineering in the winter of 2013.

The middle school mathematics department has spent the majority of time working on unpacking the 2011 MA Curriculum Framework for Mathematics which contains both content standards and standards for mathematical practice. This work has been done during designated professional development days as well during additional time supported by Title I a grant that provides financial support to districts with high percentages of low-income families to ensure high-quality learning for all students. The Title 1 funds allowed us to have Dr. Christine Moynihan, a mathematics education consultant from Teachers21, provide content specific support for all of our mathematics and special education teachers. Dr. Moynihan's work centered on improving the look, feel, and sound

of our mathematics instruction by focusing on standards for mathematical practice and encouraging mathematical discourse in the classroom. To support students and their ability to converse about mathematics, Dr. Moynihan worked with our teachers to develop grade level vocabulary lists and ways to encourage students to master these terms aside from traditional or rote methods.

Our middle school mathematics department had also begun investigating options for adopting a common instructional resource for the department. As pointed out in the Middleborough Public Schools District conducted by the Massachusetts Department of Elementary and Secondary Education in April of 2012, the middle school uses multiple mathematics programs and we are working to select an appropriate common resource to amend this. We have investigated numerous products, but have narrowed our focus to the Big Ideas Math Series by Ron Larsen and Lauren Boswell and “digits” which is published by Pearson.

The work started in 2012 is setting the stage for growth among our staff that will directly impact the classroom and, more importantly, our students. It is the belief of our school community that together we can make a better tomorrow as we prepare our students to excel as educated, responsible, global citizens.

SECONDARY EDUCATION FOR HUMANITIES GRADES 6-12

Submitted by Elizabeth Haskell, Director of Secondary Education for Humanities

The 2012-2013 school year marks the first year that Anita Rodrigues, MPS Director of Elementary Education, Melanie Gates, Director of Secondary Education for STEM, and Elizabeth Haskell, Director of Secondary Education for Humanities have worked as a team to strategically plan our district action steps related to curriculum, instruction, assessment and professional development to be carried out throughout the course of the next three years. Working closely with Superintendent Roseli Weiss and the building principals, Directors have begun development of a district plan to update curriculum, instruction, and assessment by providing focused professional development for all teachers and support personnel. The leadership team has worked with department leaders and teachers to build Professional Learning Communities that foster collaboration to support systemic and sustainable improvement for increased student achievement.

CURRICULUM, INSTRUCTION, ASSESSMENT, AND PROFESSIONAL DEVELOPMENT IN THE HUMANITIES GRADES 6-12

Nichols Middle School humanities teachers have had the opportunity to participate in a variety of professional development programs throughout the 2012-2013 school year. The English Language Arts Department worked to establish SMART goals, utilize common assessments, used data to inform instruction, and has begun to revise curriculum aligned with the 2011 Massachusetts Curriculum Framework for English Language Arts and Literacy that will be implemented during the 2013-2014 school year. The Fine Arts department also created their SMART goals, have coordinated with grades Pre-K through 12 to create a different model for the 2013 Spring Celebration of the Arts that incorporated both visual art and a production of The Music Man. The Fine Arts department has also begun to incorporate the Massachusetts Literacy Standards for the Technical Subjects into their curriculum. The Social Studies department's primary focus has been on curriculum revision and alignment with the Massachusetts Literacy Standards for Social Studies.

The primary focus of professional development at Middleborough High School this year was the process of self-study in preparation for the NEASC accreditation visit in April 2013. Throughout this process, teachers of English, Fine Arts, Foreign Language and Social Studies were given the opportunity to reflect on the curriculum, instruction, and assessment currently in place at MHS. NEASC will make recommendations based on the evidence provided by the humanities teachers and their visit in April.

During the two full professional development days this school year, both Nichols Middle School and Middleborough High School participated in professional development that was new and different from past offerings. In November, both schools reviewed MCAS data and formulated an action plan based on the results.

The Directors have worked collaboratively with the principals and the superintendent to plan and facilitate high quality, targeted professional development programs throughout the 2012 school year. We will continue to support the education of our teachers and support personnel so that they continue to help our students increase their achievement.

MIDDLEBOROUGH PUBLIC SCHOOLS DISTRICT PROFESSIONAL DEVELOPMENT SCHEDULING COMMITTEE

Elizabeth Haskell is the chairperson of the Middleborough Public Schools Professional Development Scheduling Committee. The mission of the committee was to create a *Professional Development Schedule Plan* that will meet the professional development needs of teachers, support staff, building leaders, and district leaders. The committee included teachers, support personnel, and administrators representing each school. Committee members included Louise Bertelli, Laura Dziewit, Maryanne Fisher, Liz Haskell, Vicki Miles, Matt Roberts, Anita Rodrigues, Lynne Sullivan, Dana Trotter, Kathleen Valenti, Jeanne Williams, and Stacey Young. Committee members meet weekly from December to March. The committee proposed a 2013-2014 professional development calendar that includes 12 early release professional development days and 2 full professional development days. The days will be used to move align state-mandates with various district and school goals and plan. The proposal is under consideration by the MPS School Committee. The MPS District Professional Development Committee will shift their focus from a professional development schedule to professional development program planning for teachers and support personnel for the upcoming school year working in partnership with the district and building leadership teams.

MIDDLEBOROUGH PUBLIC SCHOOLS DISTRICT EMERGENCY RESPONSE TEAM

Andrew Dizel, Middleborough High School Assistant Principal and Elizabeth Haskell, Director of Secondary Education for Humanities are the Co-chairpersons of the Middleborough Public Schools District Emergency Response Team (MPS DERT). "The Mission of the Middleborough Public Schools District Emergency Response Team is to ensure the safety of the entire MPS community by developing and implementing district-wide safety protocols and procedures." The MPS DERT Executive Committee is comprised of Principals and Assistant Principals from each of our schools, the cafeteria director, a school psychologist, and the fire Chief. The same group along with representatives from

the Middleborough community including parents, business owners, administrators from the private and public sectors make up the MPS DERT Community Advisory Council (CAC). We had the first meeting of MPS DERT CAC in March and have a second meeting scheduled in May. By creating partnerships in and with surrounding communities, we will work toward maximizing the effectiveness of our safety protocols.

MIDDLEBOROUGH PUBLIC SCHOOLS DISTRICT LITERACY TEAM

Anita Rodrigues, Director of Elementary Education and Elizabeth Haskell, Director of Secondary Education for Humanities are the Co-chairs of the Middleborough Public Schools District Literacy Team. The team is comprised of sixteen members with representation from each school and the community. Meetings are facilitated by Mary Ellen Caesar, Literacy Specialist, from the Massachusetts Department of Elementary and Secondary Education.

“The purpose of a District Literacy Action Plan is to provide a roadmap that articulates literacy improvement goals and describes the steps that will be taken to achieve them. A comprehensive District Literacy Action Plan addresses key areas representation four interconnected best practices in the area of literacy development .” (MA DESE Guidelines for Developing an Effective District Literacy Action Plan 3)

The MPS Literacy Action Plan will align with district goals.

DIRECTOR OF ELEMENTARY EDUCATION

Submitted by Anita Rodriguez, Director of Elementary Education

As Director of Elementary Education there are many components of my role that pertain to district wide roles and responsibilities that extent beyond the elementary level of schooling. As a means of providing clarity in this report, the Director of Elementary Educator also fulfills the role of Director of the English Language Learner Program K-12 and the Title 1 Director.

Curriculum

Curriculum has been defined in many ways but for the purpose of this report, curriculum is the sum total of a body of well-planned and guided content in a subject area that is transmitted to students by best practices in the most effective means for the individual learner. Through a well-planned, articulated and executed curriculum, the learner should not only demonstrate competency in the content and skills of the subject area but just as importantly gain the ability to think critically as well as apply and show their thinking in order to problem solve and reason. Curriculum should be an interactive process whereby students and teachers engage in conversations about the content, process and skills in order to make the learning come alive, be purposeful and transferable.

Throughout 2012, the elementary teachers of the Middleborough Public Schools spent a great deal of time becoming familiar with the 2011 Massachusetts Curriculum Framework in ELA and Literacy and the 2011 Massachusetts Curriculum Framework in Mathematics. As a staff, we looked at the standards fully knowing that these new standards would indeed have a major impact on teaching and learning. In January 2012, a K-5 Mathematics Curriculum Study Team was designed. It was comprised of grade level representative teachers who leaders in the content area of mathematics for their grade level. This study team worked under the guidance and direction of the Director of Elementary Education and the elementary math coach. For six months this team met for the purpose of aligning the standards into a scope and sequence for the school year. This work was accomplished after the math team had spent a good deal of time under the guidance of the math coach discussing the rigor, relevance and coherence that the 2011 Massachusetts Curriculum Framework in Mathematics is designed to encompass. Also in January 2012, a K-5 Literacy Curriculum Study Team was assembled under the direction of the director of the elementary education and the elementary literacy coach. This team worked in gaining an in-depth understanding of the 2011 Massachusetts Curriculum Framework in ELA and Literacy under the direction of the coach and director. In order to get a solid understanding of the framework for the purpose of developing curriculum documents, the team worked throughout the winter and spring on unpacking the

standards but more importantly understanding the meaning of these new standards with a focus on the college and career readiness anchor standards.

Our continued work on aligning the curriculum to the 2011 Massachusetts Curriculum Framework in ELA and Literacy continues to be the major focus at the elementary level. There is a sense of urgency at the state and district level to design curriculum, including common formative assessments, for the purpose of driving instruction so that all students reach common grade level outcomes. Curriculum work has occurred in various formats throughout 2012 including grade level teams as well as through vertical content teams.

As a district, we continued to dig deeper into the standards with a focus on ensuring a continuum of the expectations across grade levels in order to provide our students with a vertically articulated and defined curriculum. During 2013, the process of developing common formative assessments, benchmark assessments, and summative assessments will be a major focus of our curriculum work as we continue to design our curriculum. The district will soon be designing a curriculum renewal process in order to ensure our curriculum is vertically aligned for the betterment of all our students.

During the spring of 2012 a Math Pilot Team was established in order to determine if a new core mathematics curriculum was in order based on the implementation of the 2011 Massachusetts Curriculum Framework for Mathematics. At that time, Everyday Mathematics was the core curriculum used for the elementary grades. However, after having reviewed Everyday Mathematics along with professional consultants, it was determined that it was not fully aligned to the new framework. Also, overtime the trends in the MCAS data in math were indicative that the current curriculum along with potentially other factors were not producing success for our students. After months of study and analysis of collected data from the Math Pilot Team, the recommendation of enVisionMATH by Pearson as our core curriculum was approved by the School Committee for full implementation for grades K through five in September 2013.

All elementary students in grades three through five were administered the Massachusetts Comprehensive Assessment System (MCAS) in the areas of English/language arts and mathematics during winter/spring 2012. The science and technology/engineering MCAS was also issued to grade five students. After several years, Middleborough received positive news that our district was no longer identified as a Level 3 district but rather showed enough improvement to be identified as a Level 2 district. This determination was based on district wide MCAS results. This identification translates into the continued opportunity to access resources from the Department's District and School Assistance Center (DSAC) for the Southeast Region. The majority of Massachusetts schools are

classified as either a Level 1 or Level 2 based on progress made toward their district targets for all students. The lowest performing 20 percent of the schools, including those with persistently low subgroup performance, are classified into Level 3. The Henry B. Burkland School was our Level 3 school. However in 2012, the Henry B. Burkland School qualified as a Level 2 school which in turn resulted in our district moving out of Level 3 and identified as Level 2. As a Level 2 District, we continue to have the opportunity to apply for DSAC Grants to support professional development for our teaching staff. It also provided funding for curriculum work throughout the spring.

Professional Development

During 2012, teachers throughout the elementary grades continued to participate in high quality professional development opportunities provided by their Middleborough Public Schools colleagues as well as by several outside providers. Most professional development remained focused on reading and writing, with a specific emphasis on Reader's and Writer's Workshop. With the opening of school in September 2012, we no longer had the math coach position but were fortunate to have a literacy coach for the K-5 level. Once again in 2012, the role of literacy coach provided the teachers with embedded and systemic professional development and curriculum expertise available on a daily basis. During 2012, the work of developing units of study in reading and writing was a major focus of the work done by grade level teams and the coach for grades K, 1 and 2.

Once again, through grant funded opportunities the elementary teachers were able to partake in professional development by consultants from Teaching and Learning Alliance. As has been the practice for several years, two full days and two half days designated for district-driven professional development were allocated as part of the school calendar. As part of a district-wide professional development, the elementary staff including all departments had a full day of professional development in January presented by Todd Whitaker on "What Great Teachers Do Differently." This professional development has become an embedded part of the work that is being done at each school on the developing of school culture. This shift in thinking has had and will continue to have an impact on the work that is occurring in the professional learning communities at each of the elementary schools within the district.

English Language Education Program

The Middleborough Public Schools provides support to students who have been identified in need of support in gaining English proficiency through small group and/or individual instruction in English as a second language. Mr. John Cardoza, our ELE certified teacher, provides this service to all qualifying students in the district's five schools. Based on a student's specific and personal

need, supplemental services are offered through a continuum level of intervention. New Federal and state laws require that English language learner (ELL) students be assessed annually to measure their proficiency in reading, writing, listening, and speaking English, as well as the progress they are making in learning English. As other districts, Middleborough Public Schools is in complete fulfillment of these laws, and all ELL students participated and will continue to participate in ACCESS tests, which replaced MEPA tests beginning in the 2012-2013 school year.

The Middleborough Public Schools understands and adheres to the federal and state laws requiring the strengthening of teaching and learning for English language learners in order to eliminate the proficiency gap for our ELL students. Further changes in our English language learner program are a direct result of a state initiative to improve and support the academic achievement of English language learners in Massachusetts. This has been underway beginning in 2012 and known as Rethinking Equity and Teaching for English Language Learners (RETELL). This initiative is a systemic approach throughout the state in professional development for Sheltered English Immersion (SEI) teachers. As well as all this, a new and more robust curriculum known as World-class Instructional Design and Assessment (WIDA) was implemented throughout the Commonwealth in 2012. WIDA is a new system of standards, curriculum, and instruction for ELLs, aligned to MA curriculum frameworks.

As this report reflects, there have been and will continue to be substantial changes to all school district's English language learner program as deemed necessary by the Department of Elementary and Secondary Education.

Grants

The Middleborough Public Schools received several competitive grants as well as a number of federal entitlement grants during 2012. We applied for and received the following grants specifically targeted for the elementary levels:

Title 1 Part A Grant:

Title I Part A Grant, of the Elementary and Secondary Education Act, as amended (ESEA) provides financial assistance to districts and schools with high numbers or high percentages of children from low-income families to help ensure that all children meet challenging state academic standards. Federal funds are currently allocated through statutory formulas that are based primarily on census poverty estimates and the cost of education in each state. Both the Mary K. Goode School and the Henry B. Burkland School are identified as targeted assistance Title 1 schools. Through this funding source we provide

remedial educational opportunities for children who are most at risk of failing to meet the State's challenging content and performance standards. The grant supports Title 1 staff, summer services for eligible students, professional development for Title 1 schools' staff, and supplies for the program. On February 9, 2012, Massachusetts was granted flexibility from certain NCLB requirements. Middleborough will no longer be required to reserve federal Title I, Part A funds for public school choice and supplemental educational services (SES) as was required by NCLB. Instead, we were able to reserve a portion of our Title I funds to address identified needs aligned with the state's Conditions for School Effectiveness at non-Title 1 schools. Thus, the Nichols Middle School was provided funding for professional development in mathematics as well as for the cost to provide an after school program for students most at risk in not reaching the grade level standards in mathematics. The staff of the Memorial Early Childhood Center were provided funding for professional development in the area of literacy.

District and School Assistance Grants (DSAC)

DSAC Grants 323B and 220E provide support to the Middleborough Public Schools as we are a Level 2 district. The district in partnership with the Southeast DSAC Literacy Specialist, Ms. Mary Ellen Caesar, began the development of a district wide literacy plan. It will be the first time that the district will have such a plan that spans across the levels of schooling. Based on the current and prior levels of student performance in literacy, it has been decided that as a district we need to develop a literacy plan that has clear and explicit measureable goals, action steps and supports in place that will improve literacy for all students at all grade levels. Communication to all stakeholders in a plan that has commonality and clear expectations and outcomes will enable us to build our partnerships with the community in order to support student achievement. Thus, the need to design and implement a well-articulated literacy plan will provide the Middleborough Public Schools goals and action steps to support literacy teaching and learning for all students through the use of currency in research and best practices.

The Quality Full Day Kindergarten Grant:

Though funding for this ongoing grant was once again reduced in 2012, it continues to provide financial assistance in supporting the full day Kindergarten program at the Memorial Early Childhood Center.

Literacy Partnership Grant:

In alignment with the purpose of the state-funded Literacy Partnerships grant program, Middleborough's grant activities support alignment of curriculum, instruction, professional development, and literacy planning with the 2011 Massachusetts Curriculum Framework for English Language Arts and Literacy. In partnering with the Teaching and Learning Alliance, Inc. a professional development and consulting organization, a team of literacy consultants led by Lynn Schade, collaborated with district leaders to design all professional development sessions based on the district's current needs and priorities. These consultants facilitated workshops, provided in-class coaching, and supported administrators and teachers as leaders and change agents within their schools.

In summary, though all of our curriculum, instructional, and professional endeavors, and our hope at the elementary level is that we have empowered our students to become critical thinkers with the 21st Century learning skills necessary to influence positive change in our world. We ask that you join us in this challenge in order to prepare all our students to excel in life. We believe together we create a better tomorrow.

PUPIL PERSONNEL SERVICES DEPARTMENT

Submitted by Mary Buchanan, Director of Pupil Personnel

The Pupil Personnel Services Department now includes Special Education, Section 504, Homeless Education and Nursing. Middleborough Public Schools is committed to promoting high-quality, inclusive educational opportunities for all students. As a result, most students with disabilities participate in the general education setting for the majority of their school day. General educators, special educators, therapists, specialists, and educational support personnel work together to implement a continuum of services that is responsive to the needs of diverse learners. The Department of Elementary and Secondary Education has completed a full Coordinated Program Review of Special Education, Civil Rights and English Language Learners.

During the Coordinated Program Review, the Department of Elementary and Secondary Education affirmed that Middleborough's special education programs are well designed to meet the needs of children with disabilities and to provide appropriate educational opportunities that prepare all students to excel in life.

In the Commonwealth of Massachusetts, special education services are provided to eligible students age 3 to 22. Hence, children and youth with disabilities are learning and growing alongside their peers without disabilities within each school in Middleborough.

There have been many changes within the Nursing Department in Middleborough Public Schools.

There is a new Head Nurse, Mrs. Laurie Perkins. The nurse at the Henry B Burkland School retired

and was replaced by Mrs. Jennifer Garanito. Mrs. Perkins promotion to Head Nurse opened a position at John T. Nichols School. Karen Bertram is currently the school nurse at Nichols Middle School. The nurse at Mary K Goode School retired in June 2012 and was replaced by Jennifer Santos. Under Mrs. Perkins leadership, professional development opportunities have included, training through an Asthma program, Mass Dart, Food Allergy Network and CPR Recertification.

The PPS Office is the Homeless Education Liaison for students in the district. This facilitates the identification and tracking of homeless children and youth so that immediate enrollment and

transportation can be provided to school. The office provides outreach to homeless parents, children and youth as well as notifies homeless parents and the public of the rights of homeless students. The office collaborates with local and state service providers to support homeless students' education as well as to act as a mechanism for dispute resolution.

The PPS Office also provides Coordination and oversight of Section 504 Accommodation Plans for Middleborough Public School District.

Middleborough High School (Grades 9-12 and Post-Graduate Programs):

During the past year, the special education program at Middleborough High School has celebrated multiple accomplishments for students with a diverse range of learning needs. These students access all components of the school's academic offerings, including inclusive general education classes, language-based special education classes, learning center classes, and electives. Membership in afterschool clubs and participation in extracurricular activities by students with disabilities has continued to increase at a steady rate.

The Links Program for students with serious emotional difficulties completed its third full year in operation in June 2013; its success serves as a testament to the hard work and dedication of the counseling and teaching staff. A grant has also funded a contract with the Walker Partnerships to provide monthly clinical consultation services to the Links team. This has enabled the staff working with some of the most vulnerable MHS students to expand their repertoire of supports and ensure that each participant in the program receives the individualized interventions he or she needs to flourish in school and beyond. The Links Program, along with the Futures Program, provides an alternative educational option for adolescent students who have difficulties finding success through a traditional high school model. Professional development for special education staff at Middleborough High School has focused primarily on expanding the district's knowledge on working with co-teaching, differentiated instruction and transition skills. Mrs. Carolyn Lyons has worked closely with special education staff with professional development. Within the Futures Program, the "School to Career" initiative has also provided participating students with opportunities to research future career pathways prior to graduation. Upcoming staff training will be dedicated to refining the transition process and working with agencies such as the Massachusetts Rehabilitation Commission (MRC) to ensure that adolescents and young adults with disabilities in Middleborough have full access to the resources available to them in the community.

Nichols Middle School (Grades 6-8):

The special education program at Nichols Middle School has also experienced change and program refinement over the last few years. The CST, which consists of building administrators, guidance staff, the school nurse, the school adjustment counselor, the school psychologist, and the special education facilitator, serves as a committee to monitor students who are at-risk academically, socially, and/or behaviorally. The team then identifies potential actions to be pursued in an effort to support a student who is in need. The proactive nature of the team, as well as the increased breadth of supports and interventions available, has yielded benefit to all NMS students, including students currently eligible for special education as well as students who are in the pre-referral process.

While the NMS inclusion program has remained relatively unchanged, with the majority of students receiving their academic instruction within team-based content area classes, the nature of the programming options available beyond the general education environment has been revised as a result of the ever-changing population of pre-adolescent students. Maintaining stability and high standards in the Links Program, which serves students with serious emotional/behavioral disabilities has been a focus area and a program evaluation is in the process of being completed by Walker Partnership. The Intensive Life Skills Program, which serves students with significant cognitive and adaptive living delays, has continued to be a focus area as well. A new Partial Inclusion teaching position was added to Nichols Middle School to address the growing needs of incoming students with mild/moderate intellectual disabilities who continued to remain diploma tracked. The creation of a Learning Center classroom has not been utilized up to this point of the 2011/2012 school year but will be implemented for the remainder of the school year. The Language-Based Program was also re-conceptualized to promote skill-based instructional groupings for students with specific learning disabilities. With these revisions, the staff at NMS has been better equipped to offer all special education eligible students a continuum of services that promotes a free, appropriate public education in the least restrictive environment.

Henry B. Burkland and Mary K. Goode Schools (Grades 1-5):

Mrs. Castanhinha has worked closely with building administrators and teachers during the 2012-2013 school-year. Currently, there are five substantially separate programs housed between the two schools, including the Autism Spectrum Disorder (ASD) Program for grades 1-5; the Intensive Life Skills Program for grades 1-5; the Emotional Development Program for grades 1-5; and two Language-Based Learning Disabilities Programs for grades 3-5. The distribution of these unique and individualized programs, as well as the

equitable split of special education inclusion supports, has been an ongoing area of planning for building and district administration. Staff feedback and an in-depth analysis of student learning needs, have been essential to the process. Additionally, the district has implemented the recommendations from the Walker Partnerships evaluation of the Emotional Development Program and inclusion classrooms.

Both schools have implemented the Response to Intervention (RtI) instructional support model and this has been important in maintaining a continuum of pre-referral interventions and progress monitoring strategies in the area of literacy development. As a result, the schools have witnessed more comprehensive and empirically based special education referrals from teachers and staff. Specific learning disabilities in reading and written language have been more accurately identified, as evidenced by the consistency between RtI performance data and eligibility determinations for those students who have not responded as expected to the applied interventions.

Memorial Early Childhood Center (PreK and K):

Special Education programming at the Memorial Early Childhood Center continued to evolve in 2012-2013 with the leadership of the Special Education Facilitator, Mrs. Melissa Deutschmann. The preschool/kindergarten level Autism Spectrum Disorder (ASD) Program and Intensive Life Skills Program, established in the summer of 2009, have grown through the support and guidance of the ASD Coordinator, Mrs. Kim Redlon and the Board Certified Behavior Analyst (BCBA). These positions are integral to the individualization of services provided within these substantially separate programs. A full-time speech/language pathologist dedicated to supporting the students in these classrooms as well as the ASD Program at the Mary K. Goode School, the vision for comprehensive and responsive programming for young children with autism and intellectual disabilities, initially proposed as part of the district's application for American Recovery and Reinvestment Act (ARRA) grant funds in 2009, has been fulfilled.

The special education staff at MECC has also continued to focus on embedding inclusive programming opportunities for students across all programs as an important element in developing a well-rounded early childhood educational experience. Providing additional supports and creating connections to the substantially separate programs for children with significant needs has been instrumental in enhancing the social skills and levels of interaction for young children with comprehensive language and cognitive disabilities. Inclusive services for students at the kindergarten level have been realigned to two co-taught classrooms.

Parent Involvement:

The Middleborough Special Education Parent Advisory Council (MPAC) continues to meet on a monthly basis during the school year to provide the parents and guardians of eligible students with opportunities to share resources and make connections with one another. The goal of MPAC is to offer parent-based support activities that are relevant to the education and safety of students with disabilities. This includes meeting regularly with school officials to participate in the planning, development, and evaluation of the school district's special education programs. Annually, the MPAC also sponsors a "Parents' and Students' Rights in Special Education" presentation designed to ensure that important federal and state special education laws and regulations are shared with all interested parties. Entering 2012, the goal of the active members of MPAC is to create a brochure that highlights key information about the group. Details about MPAC's upcoming sessions can be found on the Special Education page of the Middleborough Public Schools website.

Conclusion:

Through the dedication of the four facilitators, the special education programs in Middleborough have maintained a very high standard of compliance with federal and state regulations. Their leadership and guidance have been critical in providing our special educators with the support they need to ensure quality services for all students. The Pupil Personnel Service Department's goals for 2013 include fostering personal growth for our students and staff, cultivating the spirit of inclusion and collaboration at all grade levels, and promoting our commitment to the district's mission to prepare all students to excel in life.

Department of Athletics, Health and Physical Education

Submitted by Michael Perry, Director of Athletics

The 2012 Middleborough High School interscholastic athletic program benefitted from a resurgence in participation with 299 girls and 380 boys taking part in the program during the school year. This represents a participation rate of 47% for male athletes and 41% for female athletes. The biggest benefactors of the growth were found in field hockey (35% growth), boys & girls Indoor track (42% growth), and boys & girls basketball (16% growth). The 679 total participants is the highest total since 2005-06. These accomplishments came about despite having an enrollment of 811 students, that was significantly smaller (150) than previous years.

Middleborough continues to implement a \$175 per sport user fee (established in 2007) for all J.T. Nichols Middle School athletes and MHS athletes. Athletes are required to pay for the first two athletics seasons with the amounts capped at \$350 per individual and \$450 for families with two or more participants. Financial need based waivers were granted to those families in need.

The Middleborough athletic budget benefits greatly from the Middleboro All-Sports Boosters Association (MASBA) and the Middleboro Ice Hockey Group (MIHG). In addition to the user fees, these organizations have helped to raise over \$40,000 towards our interscholastic athletic program. These monies helped purchase uniforms for six of our teams: Girls soccer, Golf, Field Hockey, Wrestling, and cheerleading. Generous Donations from Dellarocco's Landscaping, Hingham High School, and the Middleboro Police union provided Football uniforms, hurdles, and goalie equipment for the Sachems. The two groups have held a variety of fundraising events that included participation in; golf tournaments, concession stands, dinner/dances, Sachem Crunch Cereal sales, MassPass sales, Holiday Gift Card sales, and their fourth annual Middleborough High School Hall of Fame banquet/awards. President of MASBA is Patrick Sclafani, who is completing his second year and outgoing MIHG president Leo Souza has helped keep the ice hockey program going strong.

Notable changes/accomplishments for the 2012 school year included providing a cooperative female swim team with Patriot League member school Whitman-Hanson. The boys' soccer team was granted a waiver by the Massachusetts Interscholastic Athletic Association (MIAA) to drop to the Division 3 for the upcoming year. The athletic department is offering the first ever, summer conditioning program to all incoming grade 9-12 students at a modest fee of \$35 for the entire summer. Battis Field is undergoing a major facelift, in conjunction with the Middleboro Park Department. Work is being

completed on the bleachers; press box, fences, and the concession stand as well as sod replacement for the field. The facility work hopes to be completed by the fall of 2013. Three new coaching positions have been proposed in Volleyball and Swimming at MHS and Field Hockey at the Nichols.

In the spring, the Baseball and softball teams provided Patriot League (Fisher Division) championships. Baseball posted a 16-7 record, led by Brockton Enterprise All-Scholastic Pat Nicholson. Team MVP, Jackie Kielty, pitched softball to a 15-7 record helping the Sachems capture their 5th consecutive Patriot League Championship! Senior all-star, Jason O'Connell recorded the second fastest time in school history, running 800 meters in 2:00.98.

The fall and winter seasons produced five Joseph A. Masi Team Sportsmanship awards for Volleyball, Boys Cross Country, Girls Soccer, Girls Basketball, and Girls Indoor Track. The Patriot League sportsmanship award is named after longtime MHS athletic director Joe Masi.

The fall season included record holder Mary Cole, who set a new home course record in cross country, posting a 20:40.40 mark. Field Hockey racked up the most team points since 1989 and football had their first winning season since 2005. The MHS cheerleading squad captured the Fisher Division title and competed in the state finals, just missing out on a trip to Florida for the nationals.

The winter of 2012 also produced many exciting moments. The ice hockey team qualified for the state tournament going 15-5 while competing with an independent schedule. Senior Brandon Lavelle became the Sachems all-time leading scorer with 108 points and the team led the state in goals with 140. The girls' Indoor track team managed to set 4 MHS records, led by Junior Mary Cole in the 2 mile event (12:47.60) and three relay teams setting records in the sprint medley relay, 4 by 200, and the 4 by 400. Alexa Hambly, Tiara Henry, Traci Perry, and Marguerite Carey posted a 4:49.78 in the sprint medley relay and 4:32.59 in the 4 by 400. The time of 1:56.80 in the 4 by 200 was recorded by Alexa Hambly, Renique Henry, Traci Perry, and Marguerite Carey.

Health/Wellness and Physical Education

The Physical Education Department continues to find ways to keep students physically active and engaged regardless of the season. Students participate in a variety of fitness activities. Traditionally, spring and fall terms have the students outdoors, while the winter brings students inside for many competitive games and tournaments. The staff has incorporated the use of technology into their daily lessons to display examples of model skills and provide current biomechanical information. Weekly, the PE staff provides t-shirts to the outstanding performer of the week in each class.

REPORT OF THE LAW DEPARTMENT

The Law Department was involved in a broad range of legal matters during 2012. Many cases involved land use regulation under the jurisdiction of the Board of Selectmen, Planning Board, Board of Appeals, Conservation Commission or Building Commissioner.

The Department was involved in litigation on behalf of various Town departments including the Board of Selectmen, the Planning Board, the Board of Assessors and the Building Department. Cases included zoning enforcement action, health code and regulation enforcement, State Building Code enforcement, tax abatement proceedings and subdivision control matters.

Opinions were frequently rendered on public meeting, public records and conflict of interest questions. The Department rendered opinions on a wide range of other topics including matters arising under the General Laws, the Town Charter and Town by-laws. Contracts and other documents were frequently drafted and/or reviewed.

Respectfully submitted,

Daniel F. Murray

Town Counsel

REPORT OF THE VETERAN'S SERVICES DEPARTMENT

The Middleborough Department of Veterans' Services continued to strive to provide outstanding service to the veterans within the community and their dependents during 2012. Once again this was accomplished with the volunteer administrative help of Ruth Watt, Bob Gray, and others to assist Paul Provencher, the full-time Director of Veterans' Services. No monies were available to bring on a part time administrative assistant. There were still other veterans, their family members, and resident of the town that volunteered at veterans' events within the community throughout the year. All the volunteers did an outstanding job. The Director of Veterans' Services, reached out to the Veterans, their dependents, and the community as a whole in the following ways:

In 2012 the Middleborough Veterans' Services Office continued to work under the guidance and regulations of the Massachusetts Department of Veterans' Services (DVS) and the United States Department of Veterans' Affairs (VA) to provide comprehensive and integrated assistance in the form of Veterans' Benefits to include:

Assistance to eligible veterans and their dependents under the mandates of Chapter 115 of the Massachusetts General Laws(MGL): Chapter 115 provides that the cities and towns within the Commonwealth will financially assist veterans and their dependents that meet the income and assets eligibility criteria. The town receives 75% reimbursement from the State for monies disbursed under Chapter 115. During this year the number of veterans and eligible dependents receiving these benefits increased from 84 to 93. This represents \$458,949.33 paid out by the town during the calendar under the medical and cash aid account of the Middleborough Veterans' Services departmental budget. The town will be reimbursed approximately \$343,949.33 of the monies expended in FY 2012. By comparison, in the year 2011 the expenditures from this account for the calendar year were \$454,979.49 with an approximate return from the state of \$341,234.00. The increase over the past year was in part due to the outreach within the community that this office has been able to do and the exposure within the community in general. Additionally the number of veterans returning from the current wars and the military in need of benefits has been increasing from year to year. The monies being allowed for eligible veterans and their dependents from the MA. Department of Veterans' Services has also been increasing from year to year. Furthermore referrals of veterans and eligible dependents also came by word of mouth from members of the community and other veterans. Several of these referrals qualified for MGL Chapter 115 benefits from the Middleborough Department of Veterans' Services. The 2004 change in the definition of an eligible veteran in the state of Massachusetts continues to impact the caseload for this department. This allowed peacetime veterans and their eligible dependents to be qualified for the same DVS Chapter 115 benefits as those veterans that served during wartime.

The breakdown within the categories that chapter 115 benefits are paid are as follows:

Ordinary benefits: This is comprised of such items as whether the veteran or their eligible dependent has any additional dependents such as a spouse or children, whether they are retired or disabled and unable to work, and a shelter allowance.

Fuel allowance: This takes into consideration whether the veteran or their eligible dependent has to pay to heat their residence.

Medications: This takes into account the non-reimbursed cost of medications of those on chapter 115 benefits.

Doctor bills: This takes into account the non-reimbursed cost of doctor visits of those on chapter 115 benefits.

Dental bills: This takes into account the non-reimbursed cost of dental bills of those on chapter 115 benefits.

Miscellaneous: This takes into account reimbursement for Medicare part B & D payments that come out of the monthly social security payments. Reimbursement for supplemental medical insurance plans. Reimbursement for needed medical supplies. Reimbursement for eye glasses, hearing aids, and to a certain extent the burial costs of indigent veterans and eligible family member. These are but a few of the major items that are covered under the miscellaneous portion of the chapter 115 benefits.

The breakdown of these expenditures in calendar year 2012 were as follows:

Ordinary benefits:	\$279,210.58
Fuel allowance:	\$68,860.24
Doctor visits:	\$905.11
Medication:	\$8,025.99
<u>Miscellaneous:</u>	<u>\$83,824.57</u>
TOTAL	\$454,979.49

Assistance to eligible veterans and their dependents with federal VA benefits: The Middleborough Director of Veterans’ Services assisted Middleborough veterans and their dependents with filing for federal VA benefits in order to obtain, increase, and maintain all their VA entitlements. This included but was not limited to: compensation for service connected disabilities, non-service connected pensions, dependency and indemnity compensation for the widows of eligible veterans, aid and attendance for veterans, and their dependents that qualified, and education opportunities under the vocational

rehabilitation program. These benefits brought well over \$6,000,000 into the town of Middleborough from the VA during 2012. A significant amount of this money is the direct result of the interviews, paperwork, and phone calls that are done right in the Middleborough Veterans' Services Office.

Assistance to eligible veterans with federal VA health care enrollment: The Middleborough Director of Veterans' Services also assisted a significant number of local veterans with applying for VA health care with the various VA hospitals and clinic in MA and RI. This allowed the veterans' to have creditable health care and medication coverage in the seas of the Medicare system so they did not, in many cases, have to enroll in more costly programs.

Assistance to eligible veterans and their dependents on general issues related to veterans matters and issues within the community: Mr. Provencher provided timely information, advice, and assistance to the local veterans' community dealing with employment, vocational training, educational opportunities, hospitalization, medical care, burial benefits, and other veterans' related services.

The Veterans' Services Department, accompanied by other veterans from the community from time to time, provided an outreach program in the community by visiting with veterans and or their dependents in their homes, nursing homes, and hospitals. During these visits, programs dealing with veterans' benefits and social security were explained. Also other veterans' related information such as programs that they were eligible for and points of contact for services were provided to them. Many times during the year the Veterans' Services office assisted families and offered advice and guidance on issues dealing with nursing home care, hospitalization planning, and burial arrangements. He attended a number of the wakes and funerals of the Middleborough veterans and their family members. He often times served as a member of the Middleborough Veterans' Council Honor Guard ritual teams as they honored their veterans at wakes and funerals. The honor guard is made up of members from the local American Legion, VFW, DAV, and the Oak Point Veterans' Association. These were the final honors to the departed veterans.

The Middleborough Department of Veterans' Services continued to staff a part-time satellite office monthly at the Middleborough Council on Aging. This provided veterans' assistance to that segment of the veterans' community and their dependents that either were unable to make it to the central office or did not want to venture into the busy downtown area.

Mr. Provencher worked closely with the Board of Selectmen and other town departments, boards, and committees on behalf of the local veterans and their dependents. He offered advice and guidance to them on a number of issues related to veterans.

He continued to write newspaper articles and articles for newsletters on a regular basis on veterans' issues as another way to keep local veterans and the community up to date. His articles appeared in the following publications:

The Middleborough Gazette, The Brockton Enterprise, The Taunton Gazette, The New Bedford Standard Times, The Boston Globe, The Free Bird Times, the Newsletter for the Middleborough Council on Aging, and a number of other small monthly newspapers around Southeastern Massachusetts. He is also the editor for the monthly Simeon L. Nickerson Post 64 American Legion newsletter and the John F. Glass post 2188 VFW newsletter.

He continued to work closely with businesses, organizations, and individuals within the community throughout the year to get items and money needed to send packages to service members from the Middleborough/Lakeville area that are currently deployed in Iraq, and Afghanistan.

Paul Provencher remains active with the Middleborough Veterans' Memorial Park Committee (MVMPC) as the selectmen's representative to the committee. The MVMPC continued to raise money for the care, maintenance, and expansion of the park. Monies raised for the Middleborough Veterans' Memorial Park this year came in from the following sources:

General unsolicited donations usually as contributions in lieu of flowers upon the death of a veteran

The sale of memorial bricks (to date over 2,000 of these bricks have been sold and placed in the park)

The sale of park tee shirts, hats, and lapel pins

The proceeds from the more 450 tickets sold for the ninth annual Taste of Middleborough event

Over 150 members of the community assisted the Director of Veterans' Services in putting flags on the graves of the veterans at the major cemeteries around town prior to Memorial Day 2012. This group consisted of veterans, their spouses, Boy Scout, members of the local Little League, parents of the ball players, and interested residents of the town. The local VFW put on a great breakfast for those assisting in this annual event.

Mr. Provencher continued to be active with the local veterans' organizations. This involved attending their meetings and presenting local, state, and national veterans' information that was current and relevant to the membership of the organizations. In this capacity he was able to find out what the concerns and

issues were for the local veterans and their dependents and what further assistance they needed from his office. He also served in the following positions within the local veterans' organizations:

He was the Service Officer for Simeon L. Nickerson Post 64 of the American Legion

He served in the following capacities with John F. Glass Post 2188 Veterans' of Foreign Wars in 2012:

He was the Service Officer

He the adjutant for both the post and their association

He was a member of the Board of Directors

He was actively involved with the Oak Point Veterans' Association

He is a delegate to the Middleborough Veterans' Council representing the American Legion. In that capacity other than being the adjutant and Service Officer/Graves Registration person for the council he is currently was a member of the Memorial Day and Veterans' Day parade and ceremony committee

Middleborough veterans that passed away in 2012 is 46: The breakdown is as follows: 13 WWII veterans, 12 Korean War veterans, 7 Cold War veterans, 6 Vietnam War veterans, 5 Vietnam era veterans, and 3 peacetime veterans.

Flag at 1/2 mast in the Middleborough Veterans' Memorial Park: The flag in the Middleborough Veterans' Memorial Park is lowered to half-staff on the burial date of Middleborough veterans. The names of the veterans that passed away in 2012 are:

January: Ulick Bell, WWII Army Air Corps, honors rendered, Francis Hruniak, WWII, Navy, DAV, honors rendered, Alan Lindsay, Korean War , Navy, John (Lenny) Hager, WWII, Army, John Spaulding, Vietnam Era, Coast Guard, Frank Sampson, Vietnam, Air Force, AL, honors rendered, **February:** Richard Gundberg, Vietnam, Navy, AL, honors rendered, Phillip Connolly, Korean War, Navy, **March:** Donald Smith, WWII Air Force, Roger Drapeau, Vietnam War, Army, Thomas Rogers, Cold War, Navy, AL, Honors Rendered, **April:** Alfred Lewis, Korean War, Army, Richard Flood, Korean War and Vietnam War, Air Force, Honors rendered, Ernie Bigelow, WWII, Army, Walter Sowya, WWII, Army, **May:** Arthur Stevens, Army National Guard, Charles McCrillis, Army National Guard, **June 2012:** John Hines, USAF, Korean War, Robert Cushing, Navy , WWII, honors rendered, Donald Sarcevicz, Army, WWII, Charles Baker, Army, Cold War, **July:** Amos Diaz Jr. Army, Vietnam Era, Clayton LaComb, Merchant Marines, WWII, honors rendered, Edward Calson, Navy, WWII, Patrick Brangan, Navy, reserves peacetime, Walter Thompson Jr. Navy, Cold War, John O'Sullivan, Navy Korean War, **August:** Paul D'Elia, Navy, Vietnam War, Honors rendered, Walter Coe, Army, Korean War, Theodore Dugas, Navy, WWII, **September:** Joseph Pacella, Army, Vietnam War, Joseph McCathy,

Army, Vietnam era, **October:** Joseph O'Donnell, Army, Korean War, George Stetson Jr., Air Force, Korean War, American Legion, honor rendered, Fredrick Lane, Army, WWII, & Korean War, DAV, Ronald Files, USMC, Cold War service member, **November:** Walter Arnold Mac Kenzie, U. S. Navy, WWII, Barry Guaraldi, USAF, Vietnam Era, Frederick Trollinger Jr. U. S. Navy, peacetime, Donald Plausse, Army, Vietnam, **December:** Frederick Craven, Army, Cold War, David Goldberg, Army, Korean War, Gerald Silva, Air Force, Korean War, Charles Thomas, Army, Korean War.

Honors rendered for deceased veterans from other towns in 2012: **January:** Delora Bennett, Vietnam Era, USMC, **February:** Guerino Petronelli, WWII, Korean War, and Vietnam War, Navy, Richard Powers, peacetime Army veteran, **July:** William (Pete) Caron, Army, Korean War, **October:** Dereck Walters, USCG, peacetime.

The members of the Middleborough Veterans' Council Honor Guard were requested to perform fully military honors for a good number of the veterans that passed away in 2012 at the request of their family members. The honor guard also took part in a number of events and ceremonies both in Middleborough and around the state during the year.

In summary this has been another outstanding year for the Veterans' Services department in the town of Middleborough. Mr. Provencher has assisted the veterans' of the community and their dependents in countless ways to provide services that are second to no one in the state of MA. The town as a whole continues to realize and appreciate what veterans have done and continue to do to preserve our American way of life. The number of contacts with the veterans of the community, their dependents, and the general population of Middleborough during this past year again far surpassed previous years. This office is looking forward to another equally rewarding year in 2013.

Respectfully submitted,

Paul J. Provencher

Director of the Middleborough Department of Veterans' Services

REPORT OF THE WEIGHTS & MEASURES DEPARTMENT

This is my twenty-seventh report as Sealer of Weights & Measures.

During the year, 508 weighing and measuring devices were inspected. Of this number, four were adjusted, 508 were sealed, zero were not sealed, and zero were condemned.

Sealing fees in the amount of \$8,925 were collected and turned in to the Town Treasurer.

In the course of testing and sealing gasoline and diesel pumps, and oil truck meters, 2,135 gallons of gasoline, 210 gallons of diesel fuel, and 1,400 gallons of heating oil were pumped for volume. Thirty-eight scanners were inspected and tested by examining five hundred food and other miscellaneous items for price accuracy.

Below is a complete table of all the measuring devices that were (A) adjusted, (S) sealed, (N) not sealed, and (C) condemned for the calendar year of 2010.

2012 TABLE OF MEASURING DEVICES	A	S	N	C
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SCALES & BALANCES

1. More than 10,000 lbs.	1	8	0	0
2. From 5,000 to 10,000 lbs.	0	1	0	0
3. From 1,000 to 5,000 lbs.	0	3	0	0
4. From 100 to 1,000 lbs.	0	21	0	0
5. More than 10 but less than 100 lbs.	0	72	0	0
6. 10 lbs. or less	0	19	0	0

Totals	1	124	0	0
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WEIGHTS

1. Avoirdupois	0	20	0	0
2. Metric	0	42	0	0
3. Apothecary Troy	0	37	0	0

Totals	0	99	0	0
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LIQUID MEASURING DEVICES

1. Gasoline Pump Meters – Single Octane	0	14	0	0
2. Gasoline Blending Pump Meters	4	196	0	0
3. Diesel Pump Meters	0	21	0	0

3. Oil Truck Meters

0 7 0 0

Totals	4	238	0	0
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MISCELLANEOUS**1. Rope, Wire, & Cordage**

0 1 0 0

2. Scanners

0 38 0 0

3. Yardsticks

0 2 0 0

4. Coin Counting Machines

0 1 0 0

5. Can & Bottle Recycling Machines

0 3 0 0

6. Water Bottle Dispensers

0 2 0 0

Totals	0	47	0	0
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GRAND TOTALS

5 508 0 0

I would like to thank everyone in the Offices of the Town Manager, Treasurer, Clerk, DPW, Fire Dept., and Police Dept. for assisting me in my duties.

Respectfully submitted,

Charles S. Norvish,
Sealer of Weights & Measures

REPORT OF THE ZONING BOARD OF APPEALS

The Zoning Board of Appeals meets the second and fourth Thursday evening each month. All meetings are conducted in public and citizen's input is always welcome. Bruce G. Atwood served as chairman and Dorothy Pulsifer as vice chairperson during this past year.

The caseload for the Zoning Board of Appeals during 2012 was higher than that of the prior year. The disposition of the 34 petitions received in 2012 is as follows: 29 approved, 1 denied, and 4 still pending.

The majority of the petitions during the year have been only of interest to the petitioner and abutters. However, recently Comprehensive Permits under Massachusetts General Laws Chapter 40B have involved wider community interest with the Town.

It is the obligation of the Zoning Board of Appeals to act within the constraints of your By-law while attempting to satisfy both the petitioner and the general public for the good of the Town of Middleborough.

The board members would like to publicly thank Norman Diegoli for serving 44 years on the board and donating his time and expertise.

Respectfully Submitted,

Bruce G. Atwood, Chairman
Dorothy Pulsifer, Vice Chairperson
Dr. Edward Braun
Norman Diegoli
Joseph Freitas
Liz Elgosin, Alternate
Eric Priestly, Alternate
Darrin DeGrazia, Alternate
Zoning Board of Appeals

REPORT OF THE CITIZENS ENVIRONMENTAL HEALTH IMPACT COMMITTEE

This Committee was created to investigate why Middleborough has a high incident of ALS (Amyotrophic Labral Sclerosis) and Cancers. ALS and Cancers have a 10% of inheriting damaged genes or DNA. The remaining 90% have Environmental factors that cause these diseases.

ALS research has singled out the alteration of the gene SODI as a major event in ALS patients. This gene can be affected by heavy metals (lead, mercury, manganese) solvents, radiation, electromagnetic fields, viruses, pesticides, diet and the stress of warfare. For more information, go to:

www.alsa.org/research/about-als-research/environmental-factors.html.

Cancers start because of out-of control growths of abnormal cells. Normal body cells grow divide and die in an orderly fashion. Cancer cells continue to grow and divide. Instead of dying they outlive normal cells.

The DNA in these abnormal cells becomes damaged by exposure to something in the environment or a random cellular event.

There are over 300 elements or compounds listed as carcinogens by the ATSDR (Agency for Toxic Substances and Disease Registry:
www.atsdr.cdc.gov/substances/toxorgansystems.asp).

Lifestyle factors are: obesity, drinking alcohol, suntan, smoking and infections by viruses, bacteria and fungus.

The committee held nine meetings in 2012. A tenth scheduled meeting was not held due to lack of quorum (4 members). Agenda items covered during these meetings were:

Rockland Industries Inc. 255 Plymouth Street, Middleborough is a Tier 1A hazardous waste site containing chlorinated benzene and many other cancer-causing chemicals. On Friday February 21, 2012 Mass DEP had a by invitation only briefing on what was accomplished at the NAPL excavation site. Nothing of substance was accomplished at this briefing.

On July 31, 2012 Mass DEP received a report from ROUX Associates, Inc., the company hired by Rockland Industries, Inc., to do the testing at this site. The report did not answer the many questions this committee and other commissions

had. December 31, 2012 will add another year to the 44 years of effort to clean up the site.

Other areas of concern are:

Middleboro Plating Company, 50 Cambridge Street, Mass, DEP # 4-101

Star Pond Site north of Summer Street, Mass DEP # 4-427 is a 1D site. No progress.

Shaw Varnish Works, 50 East Grove Street (Field of Dreams). No record of clean up of hazardous materials before field of dreams was built.

Blue Green Algae (Cyanobacteria) was not reported found in Middleborough ponds and water reservoirs or rivers and streams. The State Department of Public Health on August 10, 2012 listed an increase to 12 ponds, lakes and waterways with cyanobacteria levels exceeding 70,000 cells per milliliter.

Middleborough and other towns are now in the Mass DPH (Department of Public Health) monitoring program for Blue-Green Algae (cyanobacteria) and their toxins.

The cyanobacteria forms in shallow warm, slow moving or still water and they can house poisons called cyanobacterial toxins. The bloom appears as a blue-green scum it resembles pea soup, it may have a bad odor.

Short term exposure : The toxin produced can irritate the skin and eyes and causes asthma like symptoms.

Long term exposure or ingesting the toxin can cause: stomach cramps, vomiting, diarrhea, fever, headache, severe muscle and joint pain and seizures or convulsions. There are toxins that can attack the liver and nervous system. Children are at greater risk than adults, because of their lower weight. Animals could become extremely ill and even die if they ingest the contaminated water.

Boiling the water or cooking the fish **does not** remove the toxins.

For more information go to: www.cdc.gov/hab/cyanobacteria/facts.htm

The Mass DPH (Department of Public Health) has not completed compiling the Registry Reports on ALS or Cancer for the State.

Perry Little, Vice Chairman

REPORT OF THE COMMISSION ON DISABILITIES

Throughout 2012, members of the Middleborough Commission on Disability met several times to review and discuss various proposed plans for projects and issues relating to maximizing handicapped accessibility, including: crosswalks; landings; curb cuts; parking spaces; signage; raised Braille signage, audible signals; and housing.

The Director of Public Works, Andrew Bagas, met with the Commission to review and discuss the East Main Street project, Nemasket River Improvements (drain and sidewalk projects). We also discussed the Town's proposed projects for the Coombs Street area for traffic control (parking lot, intersection reconfiguration, sidewalks, crosswalks, landings, and Handicapped Parking).

The Director of the Middleborough Public Library, Danielle Bowker, and contractor, Ed Medeiros, met with the Commission to review proposed plans for a new parking lot, located across the street from the library. The Commission made several recommendations to maximize accessibility in the handicapped parking spaces and the surrounding areas.

Jane Kudcey from the Office of Economic and Community Development, presented information about current grant proposals and solicited feedback from the Commission regarding ideas to increase accessibility in the town and in the areas impacted by the grants. These grant proposals included re-designing and configuring parts of Everett St, the 3 Pearl St. parking lot, and installing audible signals at the four corners' crosswalk. The Commission provided Ms. Kudcey with many ideas and indicated that they are willing to assist her when/if grant funds are awarded.

Leonard Hull and Paul Harrison presented their proposal ideas for creating a summer work program for 14-21 year olds, with and without disabilities, in Middleborough. The Commission agreed that this is a need area and provided multiple resources and contacts to them.

Sandra Richter from the Middleborough Gas and Electric and Robert Derosier from ASAP Engineering has also met with the Commission multiple times to review plans for modifying their parking lot to increase handicapped accessibility. This project is anticipated to occur within the next year, and the Commission will continue to provide guidance, as requested and needed.

There have been some changes regarding the membership of the Commission. In September, the Commission regrettably accepted the resignation of long-time active member Alan Edwards. Commission members voted to nominate the now retired Town Clerk, Eileen Gates, to have the Annual Town Report dedicated to her. Ms. Gates was a very active member, and served as the Commission's

secretary for many years. Town Clerk, Allison Ferreira, now serves as the Commission's secretary.

Respectfully submitted,
Carolyn Gravelin, Chairman
Allison J. Ferreira, Secretary
Judith Bigelow-Costa
Alan Edwards (resigned 9/12)
Laura O'Connor
Michelle McClellan

REPORT OF THE CULTURAL COUNCIL

Current Members

Name	Title	Start Date	End Date
Brogna, Ryan	Member	5/14/2012	5/14/2018
Chadwick, Barbara	Co-Chair	11/3/2012	11/3/2015
Ciappina, Donna	Member	10/15/2011	10/15/2017
Cole, Clare	Co-Chair	9/24/2010	9/24/2016
Cole, Mary	Member	5/7/2012	5/7/2018
Cunningham, Maryann	Member	5/14/2012	5/14/2018
DeAngelis, Ellie	Member	10/31/2011	10/30/2017
French, Liza	Member	9/15/2012	9/15/2015
Holzemer, Margaret	Member	11/23/2008	11/23/2014
Hurley, Deborah	Treasurer	11/23/2008	11/23/2014
White, Arlyn	Member	10/17/2012	10/17/2015

The Middleborough Cultural Council reviewed 27 grant applicants and awarded 13 applications for a total of \$6,133.00 in FY 2013.

REPORT OF THE FREDERICK S. WESTON MEMORIAL FOREST COMMITTEE

The forest property containing approximately 281 acres is split in two by swampland. One portion, which has a trail system and parking lot on Tispaquin Street, had been basically maintained by neighborhood residents. Three of those neighbors, Nellie Campbell, Rick Cassieri and Bob Luckraft eventually became active committee members of the Frederick S. Weston Memorial Forest Committee.

Ms. Campbell, who had served as committee secretary, resigned from the committee in 2012 when she moved out of town. She was replaced on the committee by another Tispaquin Street resident, Charles “Chuck” M. Mangio. He has, over the years, taken an active interest in the forest property.

During 2012, the committee voted to contact registered forester Phil Benjamin to peruse the Tispaquin side for possible logging activity. Mr. Benjamin supervised the logging operation on the Purchase side of the Weston Memorial Forest several years ago. After walking the Tispaquin section of the memorial forest with committee chairman Bob Lessard, Mr. Benjamin advised against logging at the time. He reported that the market for white pine, which makes up the bulk of the trees, was in a slump. He later wrote the committee that he will revisit the property at the committee’s request.

Trails on the Tispaquin side were maintained in 2012 by Rick Cassieri and Bob Luckraft using the brushcutter purchased by the committee.

The Purchase Street trails and parking lot were aggressively expanded in August using the brushcutter by Tim Reed and his Kioti tractor and assisted by Bob Lessard. Due to aggressive use of the cutter on the trails some damage resulted to the equipment. Alternate Committee member Nancy Kitchen donated repairs for the machine at her company in Wareham at the Cranberry Highway Truck Center.

Members of the South East Chapter of the Bay State Trail Riders helped maintain the trails during the year.

The Frederick S. Weston Committee meets quarterly at the Central Fire House meeting room. The public is invited to all the meetings.

Committee members in 2012:

Bob Lessard, chairman;
Rick Cassieri, vice-chairman;
Bob Luckraft, secretary;
Harry Pickering, treasurer;
and, members,
Nellie Campbell ,resigned,
Anita Cole,
Tim Reed and Nancy Kitchen, alternate.

REPORT OF THE MIDDLEBOROUGH-LAKEVILLE HERRING FISHERY COMMISSION

The Taunton River/Nemasket River Herring Run is the largest in Massachusetts, running about 23 miles from the ocean, through Middleborough, to the pristine spawning grounds of the Assawompsett Pond complex. Since the earliest times, herring have been a major local resource. This heritage along the eleven mile Nemasket River and in the Assawompsett Pond complex is protected by a small group of dedicated volunteers. Wardens and Volunteer Observers monitor the adult herring swimming upstream to the ponds and returning to the ocean, monitor the fry (baby fish) swimming downstream to the ocean, monitor the river for illegal herring fishing, count herring, work to improve the habitat, and coordinate herring protection issues with town boards and other interested groups. We are not tax supported and operating money comes solely from the sale of herring permits (which has not been allowed since the 2006 catching ban). The Commission meets the second Tuesday of each month at the Middleborough Town Hall. All are welcome. We are always interested in volunteers willing to help protect and count the herring.

The first herring of 2012 were seen at Oliver Mill Park on February 18th and an estimated 567,952 fish passed through the Wareham Street ladder on the way to Assawompsett. The winter was very warm, which we believe triggered an earlier run than the usual mid to late March start. A number of our adult herring remained in the ponds into the summer. Herring fry were seen moving downstream through the summer and fall, but millions remained in the ponds well into December.

Interestingly, Weston's History of Middleborough notes that herring did not start running in the early 1800s until April. The rising ocean temperatures have triggered runs a full month earlier of late. Over the past ten years, the run ended about a month earlier than usual.

The herring catching ban continues, and herring are now being studied for possible inclusion as an endangered species. Although our numbers are steady, population declines continue to occur elsewhere.

We maintained regular herring counts several times per day throughout the season. We provided 2,000 herring each to Rhode Island and Massachusetts Marine Fisheries, as part of a multi-year cooperative stocking program to restore herring to other rivers in the Narragansett Bay watershed. The Commission is represented on the Assawompsett Pond Level and the Nemasket River Study Committees and will continue to work cooperatively with the surrounding towns and cities, making sure the needs of the herring are remembered. We are a member of the River Herring Network, a group of herring wardens and other interested groups from coastal Massachusetts and Cape Cod, meeting to discuss habitat and herring management issues. The replacement of the retaining wall at the Thomas Memorial Park was completed this year, thanks to a drainage grant. The wall is important to herring habitat because it holds back silt runoff that will damage spawning areas in the pool. We assisted filmmaker Shervin Arya who is making a documentary about the herring migration. The film should be completed next year. This year, unfortunately, also saw continuing deterioration of the sluiceway walls at Oliver Mill, and vandalism to the fish ladder and information kiosk at Thomas Memorial Park. We thank the Middleborough Police and the DPW for their continued help during the year.

Wardens and Observers will continue regulating the flow of water through the ladders, counting herring, and meeting visitors at Oliver Mill Park, at the Wareham Street ladder, and along the river. Visitors are welcome, but please, no nets!

BRISTOL-PLYMOUTH REGIONAL TECHNICAL SCHOOL

2012 ANNUAL REPORT



BERKLEY . BRIDGEWATER . DIGHTON . MIDDLEBOROUGH

RAYNHAM . REHOBOTH .TAUNTON

I am pleased to submit to you the annual review of significant developments and accomplishments that took place during the past year at your public technical school.

The year 2012 will be remembered as a year of growth for Bristol-Plymouth Regional Technical School. We have grown in numbers of students and faculty members, safety measures, curriculum offerings, post-secondary technical programs, extracurricular activities, and facility improvements. Despite challenging fiscal times, we have continued to provide a wide array of opportunities to our 1275 students.

The students in our communities continue to apply for admission in record numbers. The number of students accepted this year was 354. In 2012, 261 graduated with 70% continuing on to post-secondary education, 25% to the work force, 3% to the military and increasing numbers of students accepted to four year institutions.

Our academic programs grow in success and number of course offerings each year. During 2012, we increased our number of Advanced Placement courses, Biology and AP Literature were added bringing the total of AP programs to four. In order to appropriately deliver our curriculum and keep our class sizes manageable, faculty were added in each of the core subjects without adding additional assessments to our communities. This was made possible through prudent management of our financial resources and innovative cost savings measures.

The post-secondary Practical Nurse Program is very successful. Thirty-six students graduated in 2012 with 100% earning licensure. We are proud to announce that we earned certification for our second post-secondary program, Dental Assisting, and hope to begin the program in 2013.

Our curriculum prepares our students for success as measured by our MCAS results. In 2012, 100% of our tenth grade students passed the English Language Arts with 94% scoring in the advanced or proficient categories. Please see Chart 1.

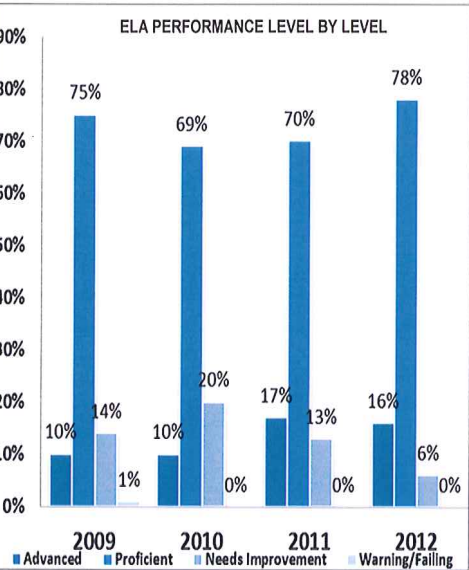


CHART 1

In the Mathematics exam, 99% of our students earned a passing grade with 84% scoring in the advanced or proficient categories. Please see Chart 2.

The results on the Science and Technology/ Engineering (Biology) exam had 97% of the students passing the examination and 66% scoring in the advanced or proficient categories. These scores combined with our high graduation rate, low dropout rate, and student growth rate resulted with Bristol-Plymouth being ranked as a Level 1 school. Please see Chart 3.

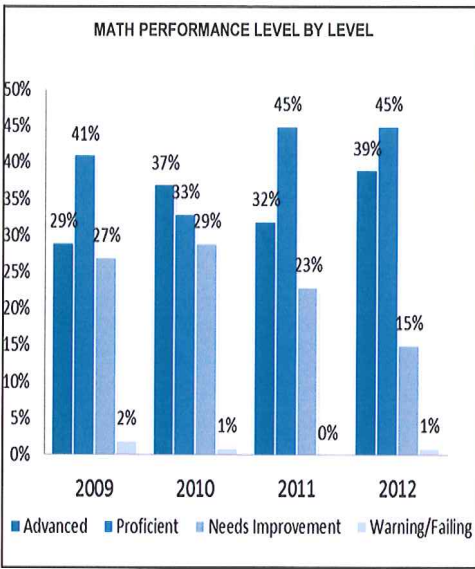


CHART 2

Our technical programs offer students continually updated educational facilities. State-of-the-art equipment and expert faculty members teach the students the skills needed to succeed in their chosen field. Student success is measured in positive job placement, customer feedback, and cooperative education placement. In 2012, 58 students found cooperative education employment at 42 area companies. In 2012, we completed a Career Center that serves as an employment resource for students, employer partners, and alumni. The Career Center serves as a conduit through which activities and educational opportunities are provided to students and graduates so that successful transition to post-secondary education and employment can be attained.

This Career Center was one of many facility improvements during 2012. In addition, the entire Student Services Department was remodeled to improve the delivery of services provided and to increase efficiency. A new energy management program has resulted in a new direct digital control system, boilers and hot water pumps, energy efficient light controls throughout the building, energy efficient refrigeration in the cafeteria, and a dehumidification system in the Graphic Design program area.

Safety is always a priority at Bristol-Plymouth. The tragic incident in Newtown, Connecticut has increased everyone's focus on school safety. Attending to safety concerns is routine at Bristol-Plymouth and we continue to enhance and update our safety measures. A visitor screening system at the reception desk and traffic pattern changes have increased student safety on the campus. In addition, 2012 brought new locks, new entry systems, and improved video surveillance.

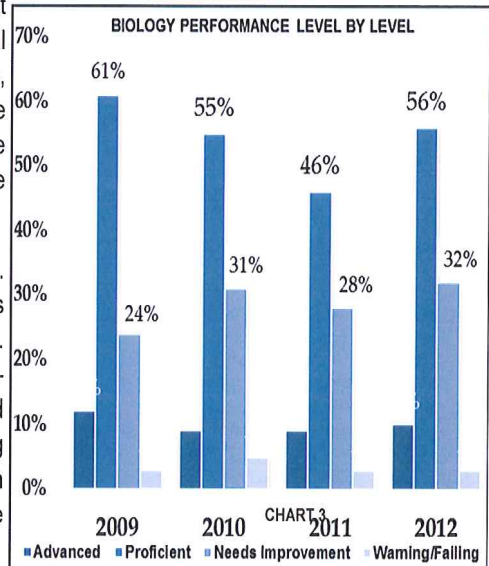


CHART 3

The entire student body is aware of the many opportunities provided to them. They are anxious to give back. During 2012 a school-wide goal was set that a community service group, consisting of students and teachers, will travel to New Orleans in the spring of 2013 to work in the lower ninth ward. The entire student body is working diligently to earn the funds to make this trip possible.



MIDDLEBOROUGH

On a local level, the students are always happy to give back to our communities. They are proud to use the technical skills they learn at Bristol-Plymouth to help within their sending towns/city. In Middleborough, our Collision Technology students replaced the front bumper and the gas tank on a police cruiser. These students also stripped and painted the hood and repaired the rear lift gate of a Police Department vehicle. Culinary Arts students participated in the Taste of Middleborough and helped to serve the

Middle School PTO Spaghetti Supper. The students also gave 'knife safety' demonstrations for the Middleborough Fire Department. Graphic Design students designed and printed town business cards and window stickers and banners for the Little League.

BRIDGEWATER

Graphic Design students printed budget books, town warrants, annual reports and enrollment cards for the town of Bridgewater. They also printed envelopes, emergency cards and Personnel Board booklets for the Bridgewater Police Department.

BERKLEY

The Graphic Design students printed various forms, fliers, and building inspector tags for the town of Berkley.

DIGHTON

Students printed a fundraiser calendar for Dighton Junior Football and T-shirts for the Bristol County Agricultural School. Metal Fabrication students also worked for Dighton, fabricating snow markers for the fire hydrants.

TAUNTON

Graphic Design students printed various documents for the Taunton Charitable Association, the Garden Club, Taunton Area School to Career, the Fire Department and the Taunton Christmas Parade Committee. Culinary



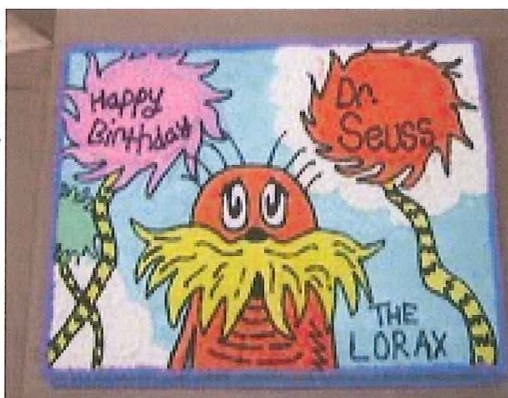


Arts students assisted Bethany House clients in making gingerbread men cookies, served the Morton Hospital Retirees Annual Luncheon, and prepared cookies for the Taunton Daily Gazette's Afternoon with Santa.

Our Carpentry students hung a bulletin board at the Taunton Public Library and constructed a school announcement sign at Our Lady of Lourdes School. The Metal Fabrication program modified boxes for the Taunton Police Department dive team and fabricated galvanized troughs to cover electrical wires for the TMLP.

RAYNHAM

In Raynham, students received many opportunities that added to their technical knowledge base. Carpentry students built a podium for the Rotary Club and the CAD/CAM students engraved a tray to celebrate the retirement of Donald McKinnon. Culinary Arts students participated in the Dr. Seuss Birthday celebration and Graphic Design students also printed invitations and envelopes for the Friends of the Raynham Library.



The Community Health and Early Childhood Education and Care students work in local health care and child care facilities in all of our communities during their junior and senior years. All of the Community Health students earned their Certified Nurse Assistant certification. The Dental Assistant students also participate in internships in local dentists' offices and many have earned National Infection Control certifications.

Students enjoy a varied extracurricular program which offers something for everyone. We offer such a wide variety of teams, clubs, and before and after school homework help that almost every student participates in some activity. During 2012, we added a fencing club to reach even more students and get them involved in student life. The

students continue to excel in all areas. Volleyball, softball, football, soccer, baseball, and cheerleading all achieved tournament level play. The Math team won first place at the Vocational School Math Meet, and both Business Professionals of America and SKILLS USA earn the right to compete at the National Level and are successful at that level.

All of these accomplishments require the careful management of the resources we are given. During fiscal year 2012, the District received \$9,844,750 in Chapter 70 funding and \$501,784 in transportation reimbursement aid. Minimum contribution amounts for the member communities, which is determined by the state, increased by \$409,912 over fiscal year 2011. The District was able to secure grants through the American Recovery and Reinvestment Act (ARRA) which were instrumental in supporting its mission to help students become educated members of a skilled workforce.

We continue to plan for potential loss of revenues in the future given the uncertainty of State and Federal funding and the unstable economy. However, increased student enrollment, strong cash position and very supportive member communities allow us to look to the future with cautious optimism. With careful planning and conservative management we hope to continue to provide a safe and dynamic learning environment for our students and provide them with the best technical education available.

The School Committee Members of 2012:

Carol L. Mills, Chairman	Berkley
Louis Borges, Jr., Vice-Chairman	Taunton
Peter H. Corr	Taunton
Mark A. Dangoia	Bridgewater
Ronald H. Schmidt	Middleborough
Catherine M. Williams	Raynham

Respectfully submitted,



Richard W. Gross, Ed.D.
Superintendent

REPORT OF PLYMOUTH COUNTY MOSQUITO CONTROL PROJECT

The Commissioners of the Plymouth County Mosquito Control Project are pleased to submit the following report of our activities during 2012.

The Project is a special district created by the State Legislature in 1957, and is now composed of all Plymouth County towns, the City of Brockton, and the Town of Cohasset in Norfolk County. The Project is a regional response to a regional problem, and provides a way of organizing specialized equipment, specially trained employees, and mosquito control professionals into a single agency with a broad geographical area of responsibility.

As a result of a mild winter with little snow cover, the 2012 season began with a low water table and below average number of spring mosquitoes. Detection and treating larval mosquitoes was limited with the spring brood, because of the low water table, lack of larvae and budget constraints. The normal acreage aerial larvicided using the Project plane was reduced and ground larviciding was accomplished using B.t.i., an environmentally selective bacterial agent. Upon emergence of the spring brood of mosquitoes, ultra-low volume adulticiding began on June 8, 2012 and ended on September 21, 2012. The Project responded to 13,698 spray requests for service from residents. As part of our West Nile Virus control strategy a total of 59,935 catch basins were treated with larvicide in all of our towns to prevent West Nile Virus (WNV).

In response to the continued threat of mosquito borne diseases in the district, we increased our surveillance trapping and ground larviciding, and adult spraying in areas of concern to protect public health.

The first virus isolations identified in Plymouth County was on July 10, 2012 by the Massachusetts Department of Public Health, a *Coquillettidia perturbans*, a mammal biting species was found to have (EEE) Eastern Equine Encephalitis virus in the town of Carver. West Nile Virus (WNV) from a *Coquillettidia perturbans*, a mammal biting species was found in the town of Hanover on July 22, 2012.

The 2012 season had a total of 126 EEE positive pools (50 or less mosquitoes) isolates, and 30 WNV positive pools trapped in Plymouth County as follows:

WNV 30 positive pools

BROCKTON	3
COHASSET	1
HALIFAX	1
HANOVER	2
HANSON	3
LAKEVILLE	2
MIDDLEBOROUGH	2
ROCHESTER	1
SCITUATE	2
WEST BRIDGEWATER	12
WHITMAN	1

EEE 126 positive pools

BRIDGEWATER	8
BROCKTON	1
CARVER	7
DUXBURY	2
HALIFAX	9
HANOVER	1
HANSON	4
KINGSTON	7
LAKEVILLE	8
MATTAPOISETT	10
MIDDLEBOROUGH	22
PLYMPTON	8
WEST BRIDGEWATER	38
WHITMAN	1

Based on guidelines defined by the Massachusetts Department of Public Health's "Vector Control Plan to Prevent WNV and EEE in Massachusetts", the season began with 24 Plymouth County towns at "Low Risk Level" and four towns at the "Moderate Risk Level" for WNV and EEE. The season ended with no Plymouth County towns at "Low Level", 8 towns at the "Moderate Level" for WNV and EEE risk, 15 towns at "high level" WNV and EEE risk category and 5 towns at "Critical" WNV and EEE risk level category. Two aerial interventions were needed to effectively reduce human biting bridge vector mosquitoes as well as enzootic transmission of EEE. Governor Patrick announced aerial spraying would take place on July 20, 2012 in southeastern Massachusetts. Communities sprayed within the district included Lakeville, Bridgewater, Carver, East Bridgewater, Halifax, Hanson, Pembroke, Kingston, Plympton, Middleboro, Rochester and West Bridgewater to help prevent further spread of EEE infected mosquitoes. The second aerial spray was focused on the six towns around the Hockomock swamp to reduce amplification of the EEE virus including Bridgewater and West Bridgewater on August 13, 2012.

There were two human cases (outside the aerial spray zone) and 4 animal cases as a result of contracting EEEV and 1 WNV human case in Plymouth County.

The public health problem of EEE and WNV continues to ensure cooperation between the Plymouth County Mosquito Control Project, local Boards of Health and the Massachusetts Department of Public Health. In an effort to keep the public informed, EEE and WNV activity updates are regularly posted on The Plymouth County Mosquito Control Project website www.plymouthmosquito.org and the Massachusetts Department of Public Health website at www.state.ma.us/dph/wnv/wnv1.htm.

The figures specific to the Town of Middleboro are given below. While mosquitoes do not respect town lines the information given below does provide a tally of the activities which have had the greatest impact on the health and comfort of Middleboro residents.

Insecticide Application. 7,864 acres were treated using truck mounted sprayers for control of adult mosquitoes. More than one application was made to the same site if mosquitoes reinvaded the area. The first treatments were made in June and the last in September.

During the summer, 2,918 catch basins were treated to prevent the emergence of *Culex pipiens*, a known mosquito vector in West Nile Virus transmission.

Our greatest effort has been targeted at mosquitoes in the larval stage, which can be found in woodland pools, swamps, marshes and other standing water areas. Inspectors

continually gather data on these sites and treat with highly specific larvicides when immature mosquitoes are present. Last year a total of 73 inspections were made to cataloged breeding sites.

Water Management. During 2012 crews removed blockages, brush and other obstructions from 700 linear feet of ditches and streams to prevent overflows or stagnation that can result in mosquito breeding. This work, together with machine reclamation, is most often carried out in the fall and winter.

Finally, we have been tracking response time, which is the time between notice of a mosquito problem and response by one of our inspectors. The complaint response time in the Town of Middleboro was less than three days with more than 692 complaints answered.

Mosquito Survey. Our surveillance showed that the dominant mosquitoes throughout the district were generally *Oc. canadensis* and *Coquilleltidia perturbans*. In the Town of Middleboro the three most common mosquitoes were *Ae. vexans*, *Cs. melanura* and *Cx. salinarius*.

We encourage citizens or municipal officials to visit our website at www.plymouthmosquito.org or call our office for information about mosquitoes, mosquito-borne diseases, control practices, or any other matters of concern.

Anthony Texeira, Superintendent

Commissioners:

Carolyn Brennan, Chairman

Leighton F. Peck, Vice-Chairman/Secretary

Kimberly King

Michael F. Valenti

John Kenney

REPORT TO THE TOWN OF MIDDLEBOROUGH FROM THE COMMISSIONERS OF THE SOUTHEASTERN REGIONAL PLANNING & ECONOMIC DEVELOPMENT DISTRICT (SRPEDD)

The Town of Middleborough is a member of the Southeastern Regional Planning and Economic Development District. SRPEDD (pronounced sir-ped) is the regional agency serving twenty-seven cities and towns in southeastern Massachusetts dealing with common issues facing our region, such as economic development, growth and land development, transportation, environment and general planning for the future. SRPEDD is governed by a Commission of local mayors, selectmen, planning board members and at large members. We are funded by federal and state grants and local assessments. For 2012, the Town of Middleborough paid \$3,733.93 to SRPEDD, based upon an assessment of 16.15 cents per capita.

Local citizens serving at SRPEDD included the following:

SRPEDD Commission: Stephen McKinnon and Ruth McCawley Geoffroy
Joint Transportation Planning Group: Charles Cristello and Ruth McCawley Geoffroy

Stephen McKinnon also serves on the Executive Committee.

Some of SRPEDD's more significant accomplishments during 2012 were:

- SRPEDD's **Municipal Partnership** program launched new efforts to help improve operating efficiencies of member cities and towns. The regional purchasing program combined the purchasing requirements of four communities for a group purchase of street sweepers, for a combined saving of \$6,000. We also conducted a group purchase for EMS supplies resulting in lower cost for participating fire and ambulance departments up to 60%. Grants were obtained to fund the implementation of electronic permitting for area fire departments.
- The **Transportation Improvement Program (TIP)**, which sets regional priorities for federal transportation funds, was completed and approved for FY2013-2016. The TIP targets apply to highway projects, and transit funds for GATRA and SRTA.
- **Comprehensive Economic Development Strategy for Southeastern Massachusetts**, a regional economic development strategy, was completed and certified by the U.S. Economic Development Administration, making the region eligible for federal economic development grants from EDA.
- The **Taunton River** was designated by the US National Park Service as a **Wild and Scenic River** in 2009. The Taunton River Stewardship Council

made up of locally appointed representatives from the ten municipalities abutting the Taunton River, along with supporting agencies, continues to meet regularly at SRPEDD to address protection of the river and its outstanding natural resources. The Stewardship Council also administers a small grants program for the communities and has funded such projects as: river and park signage and kiosks; appraisals for land acquisition; workshops on Title 5 issues, no wake zone issues, and canoe safety; environmental education projects; river and trail brochures, and; improved public access to the river.

- **South Coast Rail** remained a major priority in 2012. SRPEDD continued to support the Southeastern Massachusetts Commuter Rail Task Force, which includes representation from SRPEDD municipalities and regional organizations.
- SRPEDD also provided technical assistance to fourteen communities through thirteen projects that implement the South Coast Rail Economic Development and Land Use Corridor Plan. Projects included zoning bylaw amendments, assistance with developing planning documents and renderings of possible future development under project proposals.
- SRPEDD continued as the designated sub-fiduciary agent to the Metropolitan Area Planning Council and the Massachusetts Executive Office of Public Safety and Security (EOPSS) for the **Southeast Regional Homeland Security Advisory Council** serving 96 communities and the Wampanoag Nation in 6 counties in southeastern Massachusetts. The Council has awarded more than \$25.4 million in federal homeland security funds since 2004.
- SRPEDD conducts a **district-wide traffic counting program** (including speed surveys and vehicle classification, and 35 intersection turning movement counts) and maintains a computer file of all available traffic count data throughout the region. SRPEDD undertook 100 traffic counts at various locations this past year.
- SRPEDD worked with the region's cities and towns to monitor the impact of proposed casinos in the region.
- An extensive **Geographic Information System (GIS)** mapping program is maintained by SRPEDD. Every year new computerized "data layers" are added to the system
- SRPEDD operates the **Southeastern Massachusetts Data Center**, providing information to businesses, cities and towns, and individuals.
- In cooperation with UMass Dartmouth, the **Southeastern Massachusetts Council on Sustainability** sponsored workshops throughout the year on issues of energy and sustainability.
- SRPEDD continues to provide planning and support to the two regional transit authorities, **SRTA and GATRA**, on various efforts including: consumer advisory committees, route evaluations, planning, monitoring services and federal reporting.

- SRPEDD maintains a comprehensive database of all 365 signalized intersections in the region. This includes geometry, traffic volume, crash rate, signal timing and operational characteristics.
- SRPEDD continued its affiliation with the South Eastern Economic Development (SEED) Corporation, which makes loans to small businesses for expansion.
- In addition, technical assistance was provided to the Town of Middleborough in the following areas:
 - Provided mapping assistance for Pre-Disaster Mitigation Plan.
 - Updated maps needed for the completion of the Open Space and Recreation Plan.
 - Completed Road Safety Audits for 3 roads; Marion Road, Wareham Street, and Spruce Street with improvement recommendations.
 - Assisted the Town with the Nemasket River Enhancement Project.
 - Assisted the town and participated in the Rotary Improvement Advisory Committee.
 - Assisted Department of Public Works with review of Intersection Safety Improvements for Rocky Meadow Street and Tispaquin Street Intersection.
 - Participated in the Rotary Improvement Advisory Committee.

SRPEDD was created to serve the cities and towns of southeastern Massachusetts. We are governed by elected and appointed officials from all the cities and towns. We look forward to serving you in the future.



2012 ANNUAL REPORT

1/24/2013

The South Shore Recycling Cooperative (SSRC) is a voluntary association of fourteen South Shore towns. It was established by Intermunicipal Agreement and Special Legislation in 1998 to help member towns improve their recycling programs, and reduce the amount, toxicity and cost of disposal.

Members of the SSRC are: **Abington, Cohasset, Duxbury, Hanover, Hanson, Hingham, Kingston, Middleborough, Norwell, Plymouth, Rockland, Scituate, Weymouth, and Whitman.** Representatives from each member town are appointed by Chief Elected Official(s) (*list attached*).

In 2012, the SSRC raised **\$73,742**: \$63,000 from municipal member dues, \$2,390 from sponsorships, and \$10,742 in grant funding. Those funds pay for the services of the Executive Director and for waste reduction and recycling activities that benefit member towns. With a budget of \$66,885 for FY13, the December balance is \$40,686 at the midpoint of the fiscal year.

In addition to technical assistance, these activities **saved and earned Member Towns at least \$138,000.**

Significantly, **disposed trash tonnage in our member towns, and its associated costs, dropped 6.9 %** from 2009 to 2011, the most recent year for which data is available.

MATERIALS MANAGEMENT

Regional Disposal contract – The SSRC is combining the purchasing power of its member towns with that of **ten towns on Cape Cod**. In 2009, the SSRC was invited to join a regional long term disposal contract negotiation, facilitated and **funded by the Cape Cod Commission (CCC)**. The CCC has retained the services of John Giorgio, Esq., of Kopelman and Paige to assist. The SSRC has actively represented our member towns in this endeavor.

Five companies responded to a regional Request for Quotes. Negotiations will conclude this month, after which time a final award will be made by each town for contracts to commence on or after January1, 2015. With an aggregated 85,000 tons of solid waste /year, this procurement could save our towns **millions of dollars** over the anticipated life of the contract as

compared with each town negotiating individually. The competition also benefits the Member towns that opted to negotiate on their own.

Household Hazardous Waste Collections - The SSRC bids a contract on behalf of its member Towns for Household Hazardous waste Collections. The current contract was awarded to PSC Environmental. Member Towns avoided a setup fee and paid significantly less than State Contract rates. The SSRC restructured the contract terms to include lower rates for small quantities, facilitated more economical multiple town events, and staffed all collections. The resulting **savings to our towns was about \$29,000**, which also saved staff time to bid, schedule and publicize collections. The Executive Director administers the billing.

1,731 residents attended **ten collections** held in 2012. The contract also enabled **142 residents and businesses** to attend other Member Towns' collections using the **reciprocal arrangement**.

Books - The SSRC introduced GotBooks, which pays \$60/ton for used books and other media, to its members. In 2012, thirteen SSRC towns repurposed **224 tons** of material, with combined rebates and avoided disposal cost of **\$28,000**.

Textiles - Identified as a significant component of residential waste, SSRC intensified outreach and worked with textile recyclers to get maximum tonnage and return. We negotiated an increase in rebate from two companies to \$100/ton for used clothing and textiles. In 2012, thirteen towns utilized this program, up from eight in 2011, more than doubling diversion to over 400 tons of material and saving and earning over **\$70,000**.

Mercury - Covanta SEMASS extended free mercury recycling benefits to all SSRC members, even those that don't send their waste to SEMASS. SEMASS offers reimbursement for costs incurred, and also directly pays for mercury bearing waste delivered to Complete Recycling Solutions in Fall River.

CRS direct billed SEMASS for **\$10,449** to recycle mercury bearing waste from SSRC towns in 2012.

Latex Paint collections - The SSRC was awarded a **grant by MassDEP** to collaborate with The Paint Exchange, LLC, a local company, to scale up their latex paint collection and recycling operation. TPE collected 809 gallons of leftover paint from residents and processed it into reColor, a premium interior latex paint priced well below the cost of retail virgin paint. It is estimated that diverting this material from the municipal waste stream saved our towns about **\$1,400**. More importantly, it helped to create a sustainable business to divert much more material for years to come.

Compost and Brush - The SSRC extended contracts for **compost screening** and **brush grinding** with Daniels Recycling, Letourneau Wood Products, Inc., and New England Recycling, Inc. Contract use was light in 2012.

Grant assistance: The SSRC assisted five of our towns in receiving \$310,642 in Sustainable Material Recovery grant awards for 2013 through MassDEP. SSRC and two member towns received \$5,650 in SMRP grants in 2012, from the 2011 awards.

PUBLIC OUTREACH:

Website - **ssrcoop.info** provides town-specific recycling information, household hazardous product collection information, SSRC meeting minutes and annual reports, press releases, a newsletter, and links to other sites. It logged 2,854 visits in 2012, 2,407 which were first time visitors, up from 2011.

Press Contacts - The SSRC is a resource to the local press on waste reduction, recycling, and the proper disposal of hazardous waste, and is a presence in print, radio and cable media.

10/10/2012 Marshfield Fair Grounds Crew honored by SSRC posted in Globe South Weekly

8/2012 South Shore Recycling Coop Helps Marshfield Fair Save

Tons in the Patch

7/2012 Letters to the Editor thanking Senator Hedlund, Rep. Nyman and Rep. Cantwell for support;

South Shore legislator UBB scorecard Patriot Ledger

3/28/2012 Not too shabby: Most old clothing can be recycled, Patriot Ledger

2/3/12 Satuit Hardware joins in mercury recycling Boston Globe

Resident Contacts - Member municipalities referred over 100 residents' questions to the Executive Director in 2012 via phone and email to answer questions, about everything from paper recycling to medical sharps disposal.

Public and Professional Presentations - The Executive Director attended six professional workshops and conferences, and presented at one about SSRC Textile Recycling.

Tours - There's nothing like seeing firsthand how and where our waste materials are processed. In 2012, the SSRC hosted a tour for our solid waste managers and residents at **CRTRecycling** in Brockton, which processes electronic waste. The Executive Director did site visits and/or meetings at

seven other facilities that manage discarded materials.

Marshfield Fair Recycling - With assistance from MassDEP, the SSRC supported **recycling** at **the Marshfield Fair** for the ninth consecutive year. While public education is the priority, the Fair reached the fifty ton mark for material recycled and composted since the start of our involvement.

The SSRC loans **recycling containers** from a previous grant for use at local events. In 2012, Hanover Youth Athletic Association softball, Sustainable South Shore, the Diva Dash and the South Shore Celebration borrowed them.

ADVICE, ASSISTANCE AND NETWORKING

The Executive Director's help is frequently sought by the solid waste managers. She maintains regular contact with them, updates them on current trends, and advises on specific needs each town has.

A sample of the assistance she provided and problems she helped solve in 2012 included:

- Attended committee/board meetings in **Hanson, Weymouth and Whitman.**
- Coordinated and assisted with three meetings with a disposal service provider and several of our member towns.
- Assisted Rockland and Cohasset in obtaining surveillance cameras.
- Notified all managers of **grant and reimbursement opportunities** and deadlines, training and educational **workshops**, prescription **take-back programs**.
- Assisted Member town Health Departments in complying with new **medical sharps management** regulations.
- Provide current index and regional **commodity pricing** for materials of interest to our managers.

Newsletter - The SSRC publishes monthly **Updates** filled with information of immediate interest to the South Shore solid waste community. The Updates are sent via email, and are posted online at **ssrcoop.info**, click on Newsletters.

Monthly Meetings - The SSRC provides **networking opportunities** and information sharing at our well-attended monthly meetings. Each meeting features a guest speaker. Solid waste collection, disposal, recycling service, outreach, pricing and proposed laws and regulations are discussed.

January - Bay State Textiles

February - Windward Trading Group, CRTRecycling

March - The Paint Exchange, grants

April - Creative Outdoor Advertising; Food waste

May - Legislative Breakfast with PCHA

June - KLT Industries

August - Bay State Textiles

September - Clean Harbors

October - Interstate Battery Systems; SCS Engineering

November - Casella Waste Systems

ADVOCACY

- The Executive Director attends numerous **policy meetings** hosted by MassDEP, Executive Office of Energy and Environmental Affairs, Council of SEMASS Communities and Product Stewardship Institute. She acts as a liaison between the Board and the State organizations.
- The SSRC has been a strong and consistent voice both on its own and with coalitions of organizations to move resource- saving measures forward both at the State House and in the recycling community. In 2012, the SSRC Executive Director met with legislators on several occasions to discuss legislation, both individually and as part of various coalitions. We were deeply involved with legislation to expand the **Bottle Bill**, and an **Electronic Waste Producer Responsibility bill**.
- The SSRC co-hosted a **Legislative Breakfast** with the Plymouth County Highway Association in May.

The SSRC exists to assist its member towns in improving their solid waste disposal and recycling functions. It always welcomes suggestions on how it can better serve its Members.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Claire Sullivan", is written over a light gray rectangular background.

Claire Sullivan, Executive Director, South Shore Recycling Cooperative

South Shore Recycling Cooperative Board of Directors 2012

TOWN	FIRST	LAST	C/O	POSITION
Abington	Susan	Brennan	BOH	Commissioner
	Sharon	White	BOH	Agent
Cohasset	Merle	Brown		Citizen, SSRC Chairman
	Mary	Snow		Highway Dept. Manager
Duxbury	Peter	Buttkus	DPW	Director
	Ed	Vickers	DPW	Assistant Director
Hanover	Victor	Diniak	DPW	Superintendent
	Steven	Herrmann	DPW	Foreman
Hanson	Deborah	Brownell	Recycling Committee	Appointee
	Joseph	Pelligra	Recycling Committee	Chairman
Hingham	Randy	Sylvester	DPW	Superintendent
	Stephen	Messinger	Transfer Station	Foreman
Kingston	Paul	Basler	Streets, Trees & Parks	Superintendent; SSRC Treasurer
	Douglas	Buitenhuys		Citizen
Middleboro	Andy	Bagas	DPW	Director
	open			
Norwell	<i>Joanne</i>	<i>Dirk</i>	<i>Recycling Committee</i>	<i>Chairman; SSRC Treasurer</i>
	Norman	Thoms	Recycling Committee	Appointee
	Brian	Flynn	BOH	Agent
Plymouth	Kerin	McCall	Environmental Mgmt.	Recycling Coordinator; SSRC Secretary
	open			
Rockland	Rudy	Childs		Citizen
	Stephen	Nelson	BOH	Commissioner
	Victoria	Diebel**	BOH	Commissioner
	Janice	McCarthy**	BOH	Agent
Scituate	Albert	Bangert	DPW	Director
	Kevin	Cafferty	DPW	Asst. Director ; SSRC Vice Chairman
Weymouth	Robert	O'Connor	DPW	Director
	Kathleen	McDonald	DPW	Principal Clerk
Whitman	Elonie	Bezanson	DPW	Manager
	Lou	D'Arpino	BOH	Health Inspector

Italics indicate partial year

** alternate

SSRC 2012 Annual Report benefit calculations

	Got Books tons	Got Books rebate, avoided disp cost	Bay State Textile tons	BST rebate, avoided disp cost	SEMASS Hg reimb, CRSdirect pmts	HHW cars	HHW SQ	HHW avoided setup fee	HHW SQ, setup, staffing net savings	paint, avoided cost	Total
Abington	18.0	\$2,247	16.72	\$2,759	\$555	57	18	430	\$695		\$6,256
Cohasset	0.0	\$0	26.66	\$5,199		10		860	\$967	\$224	\$6,390
Duxbury	0.0	\$0	100.71	\$20,142	\$1,105	76	32	430	\$893		\$22,140
Hanover	13.9	\$1,737	20.75	\$3,839	\$1,371	370	122	11442	\$12,591	\$134	\$21,450
Hanson	13.9	\$1,736	17.85	\$2,767		0		0	\$0		\$4,503
Hingham	51.1	\$6,386	48.38	\$9,918	\$2,782	216	89	860	\$1,861	\$168	\$21,115
Kingston	13.4	\$1,674	6.5	\$975	\$560	30	10	430	\$651	\$13	\$5,373
Middleboro	4.9	\$610						0	\$0		\$610
Norwell	6.9	\$858	0.2	\$27	\$277	36	11	860	\$1,075		\$2,237
Plymouth	32.6	\$4,079	38.17	\$5,726	\$2,174	255	122	1720	\$3,364		\$15,342
Rockland	0.0	\$0		\$0		48	16	860	\$1,124		\$1,124
Scituate	27.6	\$3,446	73.04	\$14,608	\$1,113	234	93	860	\$150		\$21,942
Weymouth	30.6	\$3,819	65.8	\$13,160	\$242	383	182	1720	\$4,013	\$840	\$22,074
Whitman	11.1	\$1,393	8.2	\$1,451	\$270	82	64	430	\$1,507		\$4,621
Total	223.9	\$27,984	422.98	\$69,792	\$10,449	1797	759		\$28,891	\$1,379	\$138,495

Dept	Job Title	Regular Wages	OV-Time Wages	Special Pay	Reimburse Expense	Gross Wages	Emp Type
310	CROSSING GUARD	4450				4450	Part Time
311	ADMIN. BOOKKEEPER	65656.05		1150		66806.05	Full Time
311	ADMIN. SECRETARY	42403.88		600		43003.88	Full Time
311	ADMIN. SECRETARY	51350.4		450		51800.4	Full Time
311	SUPT. OF SCHOOLS	57510.91		300		57810.91	Full Time
311	ADMIN. BOOKKEEPER	49386.58		10000		59386.58	Full Time
311	SUPERVISOR	94342.94		600		94942.94	Full Time
311	ADMIN. SECRETARY	56245.16		450		56695.16	Full Time
311	ADMIN. BOOKKEEPER	66483.25		1150		67633.25	Full Time
311	SUPT. OF SCHOOLS	80607.66		66.66		80674.32	Full Time
314	COACH			4980		4980	Temporary
314	ATHLETICS - MISC.			921.45		921.45	Temporary
314	ATHLETICS - MISC.			2423		2423	Temporary
314	COACH			6645		6645	Temporary
314	COACH			5427		5427	Temporary
314	COACH			6645		6645	Temporary
314	ATHLETICS - MISC.			3818		3818	Temporary
314	COACH			7636		7636	Temporary
314	ATHLETICS - MISC.			5094		5094	Temporary
314	SUPERVISOR	20515.08		10530		31045.08	Full Time
314	COACH	42		8878		8920	Temporary
314	COACH			4152		4152	Temporary
314	COACH			13290		13290	Temporary
314	ATHLETICS - MISC.			4200		4200	Temporary
320	TEACHER	12166.64		8000		20166.64	Full Time
320	SPED TEACHER	25873.95		1965.66		27839.61	Full Time
340	RECESS MONITOR	627				627	Temporary
347	SUBSTITUTE	75				75	Temporary
347	SUBSTITUTE	276.42				276.42	Temporary
347	SUBSTITUTE	135				135	Temporary
347	SUBSTITUTE	70				70	Temporary
347	SUBSTITUTE	7615				7615	Temporary
347	SUBSTITUTE	70				70	Temporary
347	SUBSTITUTE	3997.41				3997.41	Temporary
347	SUBSTITUTE	3233.21				3233.21	Temporary
347	SUBSTITUTE	4818.21				4818.21	Temporary
347	SUBSTITUTE	1143.21				1143.21	Temporary
347	SUBSTITUTE	535				535	Temporary
347	SUBSTITUTE	3590				3590	Temporary
347	SUBSTITUTE	8332.11				8332.11	Temporary
347	SUBSTITUTE	450				450	Temporary
347	SUBSTITUTE	200				200	Temporary
347	SUBSTITUTE	75				75	Temporary
347	SUBSTITUTE	2943.21				2943.21	Temporary
347	SUBSTITUTE	9294.26				9294.26	Temporary
347	SUBSTITUTE	169.68				169.68	Temporary
347	SUBSTITUTE	11336.42				11336.42	Temporary
347	SUBSTITUTE	32.5				32.5	Temporary
347	SUBSTITUTE	37.5				37.5	Temporary
347	SUBSTITUTE	422.5				422.5	Temporary
347	SUBSTITUTE	1865				1865	Temporary
347	SUBSTITUTE			2671		2671	Temporary
347	SUBSTITUTE	1138.21				1138.21	Temporary
347	SUBSTITUTE	2395.71				2395.71	Temporary
347	SUBSTITUTE	1671.42				1671.42	Temporary
347	SUBSTITUTE	665				665	Temporary
347	SUBSTITUTE	1862.84				1862.84	Temporary
347	SUBSTITUTE	3713.21				3713.21	Temporary
347	SUBSTITUTE	225				225	Temporary
347	SUBSTITUTE	610.71				610.71	Temporary
347	SUBSTITUTE	260				260	Temporary
347	SUBSTITUTE	150				150	Temporary
347	SUBSTITUTE	375				375	Temporary
347	SUBSTITUTE	300				300	Temporary
347	SUBSTITUTE	320				320	Temporary

Dept	Job Title	Regular Wages	OV-Time Wages	Special Pay	Reimburse Expense	Gross Wages	Emp Type
347	SUBSTITUTE	198.21				198.21	Temporary
347	SUBSTITUTE	300				300	Temporary
347	SUBSTITUTE	75				75	Temporary
347	SUBSTITUTE	75				75	Temporary
347	SUBSTITUTE	1233.6				1233.6	Temporary
347	SUBSTITUTE	325				325	Temporary
347	SUBSTITUTE	2735.5				2735.5	Temporary
347	SUBSTITUTE	4053.21				4053.21	Temporary
347	SUBSTITUTE	6359.59				6359.59	Temporary
347	SUBSTITUTE	3658.42				3658.42	Temporary
347	SUBSTITUTE	179.21				179.21	Temporary
347	SUBSTITUTE	2391.42				2391.42	Temporary
347	SUBSTITUTE	1640				1640	Temporary
347	SUBSTITUTE	230				230	Temporary
347	SUBSTITUTE	230				230	Temporary
347	SUBSTITUTE	3608.92				3608.92	Temporary
347	SUBSTITUTE	1702.84				1702.84	Temporary
347	SUBSTITUTE	435				435	Temporary
347	SUBSTITUTE	6072.84				6072.84	Temporary
347	SUBSTITUTE	255				255	Temporary
347	SUBSTITUTE	80				80	Temporary
347	SUBSTITUTE	3608				3608	Temporary
347	SUBSTITUTE	400				400	Temporary
347	SUBSTITUTE	1371.42				1371.42	Temporary
347	SUBSTITUTE	6235.34				6235.34	Temporary
347	SUBSTITUTE	7141.47				7141.47	Temporary
347	NURSE	200				200	Temporary
347	SUBSTITUTE			926		926	Temporary
347	SUBSTITUTE	225				225	Temporary
347	SUBSTITUTE	70				70	Temporary
347	SUBSTITUTE	6098.92				6098.92	Temporary
347	SUBSTITUTE	535.71				535.71	Temporary
347	NURSE	1164.28				1164.28	Temporary
347	SUBSTITUTE	1673.21				1673.21	Temporary
347	SUBSTITUTE	785				785	Temporary
347	SUBSTITUTE	145				145	Temporary
347	SUBSTITUTE	1280				1280	Temporary
347	SUBSTITUTE			5186		5186	Temporary
347	SUBSTITUTE	835.71				835.71	Temporary
347	SUBSTITUTE	851.78				851.78	Temporary
347	SUBSTITUTE	290				290	Temporary
347	SUBSTITUTE	6090.12				6090.12	Temporary
347	NURSE	1250				1250	Temporary
347	SUBSTITUTE	320				320	Temporary
347	SUBSTITUTE	9597.13				9597.13	Temporary
347	SUBSTITUTE	1082				1082	Temporary
347	SUBSTITUTE	150				150	Temporary
347	SUBSTITUTE	3176.42				3176.42	Temporary
347	SUBSTITUTE	535.71				535.71	Temporary
347	SUBSTITUTE	1147.5				1147.5	Temporary
347	SUBSTITUTE	3814.28				3814.28	Temporary
347	SUBSTITUTE	200				200	Temporary
347	SUBSTITUTE	2386.42				2386.42	Temporary
347	SUBSTITUTE	1398.21				1398.21	Temporary
347	SUBSTITUTE	2770				2770	Temporary
347	SUBSTITUTE			3124		3124	Temporary
347	SUBSTITUTE	1798.92				1798.92	Temporary
347	SUBSTITUTE	835				835	Temporary
347	SUBSTITUTE	65				65	Temporary
347	SUBSTITUTE	8759.62				8759.62	Temporary
347	SUBSTITUTE	1060.71				1060.71	Temporary
347	SUBSTITUTE	11452.5				11452.5	Temporary
347	SUBSTITUTE	51.42				51.42	Temporary
347	SUBSTITUTE	1575				1575	Temporary
347	SUBSTITUTE	75				75	Temporary

Dept	Job Title	Regular Wages	OV-Time Wages	Special Pay	Reimburse Expense	Gross Wages	Emp Type
347	SUBSTITUTE	781.42				781.42	Temporary
347	SUBSTITUTE	975.71				975.71	Temporary
347	SUBSTITUTE	240				240	Temporary
347	SUBSTITUTE	7770.88				7770.88	Temporary
347	SUBSTITUTE	482.5				482.5	Temporary
390	COURIER	5878.12				5878.12	Part Time
395	SUB CUSTODIAN	1620				1620	Temporary
395	SUB CUSTODIAN	120				120	Temporary
395	SUB CUSTODIAN	37415.01	3398.91	10820		51633.92	Temporary
395	SUB CUSTODIAN	4200				4200	Temporary
395	SUB CUSTODIAN	200				200	Temporary
803	SCHOOL LUNCH	2214				2214	Temporary
803	SCHOOL LUNCH	120				120	Temporary
803	SCHOOL LUNCH	112				112	Temporary
803	SCHOOL LUNCH	1214				1214	Temporary
803	SCHOOL LUNCH	136				136	Temporary
803	SCHOOL LUNCH	1950				1950	Temporary
803	SCHOOL LUNCH	218				218	Temporary
803	SCHOOL LUNCH	848				848	Temporary
814	SUMMER	1281.6				1281.6	Temporary
814	SUMMER	1281.6				1281.6	Temporary
818	DRIVERS ED TEACHER	3920				3920	Part Time
836	NURSE	47890.95		8000		55890.95	Temporary
340	CUSTODIAN	48400.8	4315.2	870		53586	Full Time
340	CUSTODIAN	52781.82	1718.64	1300		55800.46	Full Time
340	CUSTODIAN	47568.54	3333.95	400		51302.49	Full Time
350	CUSTODIAN	50031.31	1407.04	400		51838.35	Full Time
350	CUSTODIAN	54974	11746.32	7520		74240.32	Full Time
350	CUSTODIAN	52782.33	10228.5	930		63940.83	Full Time
390	MAINTENANCE	71419.17		1220		72639.17	Full Time
390	MAINTENANCE	64868.74	43.92	960		65872.66	Full Time
395	SUMMER	2460				2460	Temporary
395	SUMMER	3060				3060	Temporary
395	SUMMER	2940				2940	Temporary
899	MINIBUS MONITOR	100				100	Temporary
899	MINIBUS DRIVER	6291				6291	Temporary
899	MINIBUS DRIVER	3589.88				3589.88	Part Time
899	MINIBUS DRIVER	22364.79				22364.79	Part Time
899	NURSE	9168				9168	Temporary
899	MINIBUS DRIVER	3717				3717	Temporary
899	MINIBUS MONITOR	1248				1248	Temporary
899	NURSE	11895.5				11895.5	Temporary
899	NURSE	1180				1180	Temporary
899	MINIBUS DRIVER	12196.61				12196.61	Full Time
899	MINIBUS DRIVER	12762.51				12762.51	Part Time
899	MINIBUS DRIVER	4503				4503	Temporary
899	MINIBUS DRIVER	10029.6				10029.6	Temporary
899	MINIBUS DRIVER	33869.65	1212.74			35082.39	Full Time
899	MINIBUS MONITOR	13839.75				13839.75	Temporary
899	MINIBUS DRIVER	25497.3	688.79	550		26736.09	Full Time
899	MINIBUS DRIVER	26192.55	421.94			26614.49	Part Time
899	MINIBUS DRIVER	2988				2988	Temporary
899	MINIBUS DRIVER	29108.88	92.95			29201.83	Full Time
899	MINIBUS DRIVER	2071.31				2071.31	Temporary
899	MINIBUS MONITOR	2469				2469	Temporary
899	MINIBUS DRIVER	8234.58				8234.58	Part Time
899	MINIBUS DRIVER	26161.68	272.26			26433.94	Part Time
899	MINIBUS DRIVER	1227				1227	Temporary
899	MINIBUS MONITOR	5871				5871	Temporary
899	MINIBUS DRIVER	27247.85	854.56	700		28802.41	Full Time
899	MINIBUS DRIVER	24861.32	93.6	550		25504.92	Part Time
899	MINIBUS DRIVER	19737.77	57.67			19795.44	Part Time
899	NURSE	16530				16530	Temporary
899	MINIBUS DRIVER	54990.2		1000		55990.2	Full Time
314	ATHLETICS - MISC.	150				150	Temporary

Dept	Job Title	Regular Wages	OV-Time Wages	Special Pay	Reimburse Expense	Gross Wages	Emp Type
314	ATHLETICS - MISC.			6778		6778	Temporary
314	SUPERVISOR	76194.96		15785.33		91980.29	Full Time
320	TEACHER	34299.54				34299.54	Full Time
320	GUIDANCE	54098.26		300		54398.26	Full Time
320	TEACHER	67620.14		3124		70744.14	Full Time
320	TEACHER	38490.26				38490.26	Full Time
320	GUIDANCE	76930.74				76930.74	Full Time
320	CUSTODIAN	49897.88	2779.65	400		53077.53	Full Time
320	TEACHER	30521.28		451		30972.28	Full Time
320	CLERICAL	52122.4				52122.4	Full Time
320	TEACHER	46779.2		1377.33		48156.53	Full Time
320	SPED TEACHER	69847.03				69847.03	Full Time
320	TEACHER	70860.8		300		71160.8	Full Time
320	PRINCIPAL	95091.35		4950		100041.35	Full Time
320	TEACHER	73213.52				73213.52	Full Time
320	TEACHER	53139.6		3496		56635.6	Full Time
320	ESP	18520.37				18520.37	Part Time
320	TEACHER	72509.52		3306		75815.52	Full Time
320	TEACHER	13926.72				13926.72	Full Time
320	TEACHER	41965.84		3868.33		45834.17	Full Time
320	TEACHER	18779.56		2973		21752.56	Full Time
320	TEACHER	65618.1				65618.1	Full Time
320	DEPT HEAD/TEACHER	76729.82				76729.82	Full Time
320	TEACHER	72461.52		4849.44		77310.96	Full Time
320	ESP	21252.57				21252.57	Part Time
320	PRINCIPAL	76908.84		300		77208.84	Full Time
320	DEPT HEAD/TEACHER	24623.2				24623.2	Full Time
320	PRINCIPAL	83745.46		13367.44		97112.9	Full Time
320	TEACHER	72125.52		6545		78670.52	Full Time
320	SPED TEACHER	73688.52				73688.52	Full Time
320	TEACHER	30312.12				30312.12	Full Time
320	CLERICAL	33460.56		1400		34860.56	Part Time
320	TEACHER	68416.94				68416.94	Full Time
320	TEACHER	68967.78				68967.78	Full Time
320	TEACHER	72689.68				72689.68	Full Time
320	CUSTODIAN	52489.97	307.82	915		53712.79	Full Time
320	ESP	9510				9510	Part Time
320	TEACHER	41596.84				41596.84	Full Time
320	TEACHER	72663.52				72663.52	Full Time
320	CLERICAL	39561.03				39561.03	Full Time
320	SPED TEACHER	47959.78		300		48259.78	Full Time
320	TEACHER	73733.46		4849.44		78582.9	Full Time
320	DEPT HEAD/TEACHER	70280.66				70280.66	Full Time
320	TEACHER	13748.88		8065		21813.88	Full Time
320	DEPT HEAD/TEACHER	67491.04		18533.1		86024.14	Full Time
320	TEACHER	70246.14		883		71129.14	Full Time
320	NURSE	68841.52				68841.52	Full Time
320	TEACHER	13227.36				13227.36	Full Time
320	TEACHER	71137.8		6645		77782.8	Full Time
320	CLERICAL	32532.46				32532.46	Full Time
320	TEACHER	68862.14				68862.14	Full Time
320	TEACHER	70591.78				70591.78	Full Time
320	ESP	19345.78				19345.78	Part Time
320	PRINCIPAL	43482.32		300		43782.32	Full Time
320	TEACHER	18752.24				18752.24	Full Time
320	GUIDANCE	45559.17				45559.17	Full Time
320	ESP	7608.71				7608.71	Part Time
320	TEACHER	50065.54		451		50516.54	Full Time
320	TEACHER	72083.52				72083.52	Full Time
320	TEACHER	69177.78				69177.78	Full Time
320	TEACHER	72027.8		1377.33		73405.13	Full Time
320	DEPT HEAD/TEACHER	76006.62				76006.62	Full Time
320	TEACHER	82520.24		883		83403.24	Full Time
320	ESP	27065.4				27065.4	Part Time
320	TEACHER	44033.88		19404		63437.88	Full Time

Dept	Job Title	Regular Wages	OV-Time Wages	Special Pay	Reimburse Expense	Gross Wages	Emp Type
320	SPED TEACHER	72413.68				72413.68	Full Time
320	PRINCIPAL	62955.07		300		63255.07	Full Time
320	TEACHER	71813.72		8912		80725.72	Full Time
320	ESP	24894.2				24894.2	Part Time
320	TEACHER	70590.78				70590.78	Full Time
320	CUSTODIAN	10799.64				10799.64	Full Time
320	TEACHER	13706.88				13706.88	Full Time
320	DEPT HEAD/TEACHER	64072.5		883		64955.5	Full Time
320	TEACHER	64137.91				64137.91	Full Time
320	TEACHER	54524.35		14553.8		69078.15	Full Time
320	ESP	20707.03				20707.03	Part Time
320	ESP	21004.8		500		21504.8	Part Time
320	ESP	11396.39		3859.1		15255.49	Part Time
320	TEACHER	64042.72				64042.72	Full Time
320	TEACHER	69316.34				69316.34	Full Time
320	TEACHER	12953.36				12953.36	Full Time
320	TEACHER	60622.52				60622.52	Full Time
320	TEACHER	70734.3				70734.3	Full Time
320	SPED TEACHER	60220.48		300		60520.48	Full Time
320	TEACHER	72339.52				72339.52	Full Time
320	GUIDANCE	59038.01				59038.01	Full Time
320	ESP	19377.27		700		20077.27	Part Time
320	TEACHER	51451.98		1870		53321.98	Full Time
320	TEACHER	19075.52				19075.52	Full Time
320	TEACHER	22802				22802	Full Time
320	GUIDANCE	73127.54		6645		79772.54	Full Time
320	CUSTODIAN	51512.62	8228.69	400		60141.31	Full Time
320	CUSTODIAN	54974	6748.17	870		62592.17	Full Time
320	ESP	19432.3				19432.3	Part Time
320	SPED TEACHER	72209.52				72209.52	Full Time
320	ESP	19471.28		400		19871.28	Part Time
320	TEACHER	72529.52		883		73412.52	Full Time
347	SUBSTITUTE	14871.04				14871.04	Temporary
380	TEACHER	18966.84				18966.84	Full Time
380	TEACHER	30539.28				30539.28	Full Time
380	SPED TEACHER	50967.54				50967.54	Full Time
380	TEACHER	42740.84		2084		44824.84	Full Time
380	SPED TEACHER	61722.68		5687.13		67409.81	Full Time
380	TEACHER	74325.66				74325.66	Full Time
395	SUMMER	2904				2904	Temporary
395	SUMMER	2020				2020	Temporary
395	SUMMER	2340				2340	Temporary
395	SUMMER	2050				2050	Temporary
803	SCHOOL LUNCH	19903.79		400		20303.79	Part Time
803	SCHOOL LUNCH	11954.71				11954.71	Part Time
803	SCHOOL LUNCH	15468.68		400		15868.68	Part Time
803	SCHOOL LUNCH	21303.17		400		21703.17	Part Time
803	SCHOOL LUNCH	22514.86		500		23014.86	Part Time
803	SCHOOL LUNCH	22465.11		500		22965.11	Part Time
803	SCHOOL LUNCH	15292.93		400		15692.93	Part Time
803	SCHOOL LUNCH	32896.3	14.96	700		33611.26	Full Time
815	ESP	20573.59				20573.59	Part Time
815	ESP	18386.96				18386.96	Part Time
818	DRIVERS ED TEACHER	12480		3271		15751	Part Time
818	DRIVERS ED TEACHER	13856				13856	Temporary
840	EVENING SCHOOL	132				132	Temporary
313	SUPERVISOR	93653.72		600		94253.72	Full Time
313	CLERICAL	16024				16024	Full Time
313	SPED TEACHER	72062.52				72062.52	Full Time
313	FACILITATOR/COACH	38538.36				38538.36	Full Time
313	CLERICAL	34349.57		550		34899.57	Full Time
313	FACILITATOR/COACH	48695.64		300		48995.64	Full Time
313	CLERICAL	40619.29		5044.48		45663.77	Temporary
320	TEACHER	60300.48		7830		68130.48	Full Time
320	TEACHER	55229.94				55229.94	Part Time

Dept	Job Title	Regular Wages	OV-Time Wages	Special Pay	Reimburse Expense	Gross Wages	Emp Type
330	ESP	19342.66		400		19742.66	Part Time
330	TEACHER	70325.78				70325.78	Full Time
330	ESP	18001.56				18001.56	Part Time
330	NURSE	67155.02				67155.02	Full Time
330	ESP	17666.36				17666.36	Part Time
330	TEACHER	72983.52				72983.52	Full Time
330	CUSTODIAN	39104.38	1547.71	400		41052.09	Full Time
330	CUSTODIAN	54974	1584.8	880		57438.8	Full Time
330	GUIDANCE	75704.64				75704.64	Full Time
330	TEACHER	60193.48		4037		64230.48	Full Time
330	GUIDANCE	79636.68				79636.68	Full Time
330	SPED TEACHER	67053.14				67053.14	Full Time
330	CLERICAL	35262.6		550		35812.6	Part Time
330	SPED TEACHER	60333.22				60333.22	Full Time
330	TEACHER	71379.98		441.5		71821.48	Full Time
330	ESP	17798.88		400		18198.88	Part Time
330	GUIDANCE	75956.78				75956.78	Full Time
330	GUIDANCE	83804.64				83804.64	Full Time
330	TEACHER	51026.5				51026.5	Full Time
330	TEACHER	73007.42				73007.42	Full Time
330	TEACHER	73786.36		883		74669.36	Full Time
330	SPED TEACHER	82773.97		883		83656.97	Full Time
330	TEACHER	62367.52				62367.52	Full Time
330	CLERICAL	45466		550		46016	Full Time
330	TEACHER	73004.52				73004.52	Full Time
330	SPED TEACHER	12212.4				12212.4	Full Time
330	TEACHER	72965.42				72965.42	Full Time
330	PRINCIPAL	62579.32		300		62879.32	Full Time
330	ESP	21264.38				21264.38	Part Time
330	TEACHER	65761.24				65761.24	Full Time
330	TEACHER	72041.52				72041.52	Full Time
330	SPED TEACHER	73049.42				73049.42	Full Time
330	ESP	18777.33				18777.33	Part Time
330	SUPERVISOR	95499.62				95499.62	Full Time
330	PRINCIPAL	48000				48000	Full Time
330	TEACHER	73783.54				73783.54	Full Time
330	TEACHER	63426.34				63426.34	Full Time
330	SUPERVISOR	27938.48				27938.48	Full Time
330	TECHNICIAN	30947.76		5763		36710.76	Full Time
330	ESP	20618.98		400		21018.98	Part Time
330	TEACHER	72125.52				72125.52	Full Time
330	TEACHER	43335.52				43335.52	Full Time
330	TEACHER	72986.42		6851.5		79837.92	Full Time
330	TEACHER	9822.48				9822.48	Full Time
330	SPED TEACHER	44598.32				44598.32	Full Time
330	PRINCIPAL	47544.63		300		47844.63	Full Time
330	TEACHER	47775.9				47775.9	Full Time
330	TEACHER	58251.88				58251.88	Full Time
330	TEACHER	63974.96				63974.96	Full Time
330	TEACHER	72698.94				72698.94	Full Time
330	TEACHER	72041.52				72041.52	Full Time
330	TEACHER	49582.54				49582.54	Full Time
330	CUSTODIAN	52304.01	2842.89	880		56026.9	Full Time
330	TEACHER	58293.88		2498		60791.88	Full Time
330	TEACHER	63447.34				63447.34	Full Time
330	TEACHER	58707.88				58707.88	Full Time
330	SPED TEACHER	49072.3				49072.3	Full Time
330	ESP	18404.66		400		18804.66	Part Time
330	ESP	20013.36		400		20413.36	Part Time
330	PRINCIPAL	36923.04				36923.04	Full Time
330	SPED TEACHER	67324.62				67324.62	Full Time
330	TEACHER	72041.52				72041.52	Full Time
330	TEACHER	72262.52				72262.52	Full Time
330	TEACHER	77264.66		2774.67		80039.33	Full Time
330	TEACHER	72883.54		6645		79528.54	Full Time

Dept	Job Title	Regular Wages	OV-Time Wages	Special Pay	Reimburse Expense	Gross Wages	Emp Type
330	TEACHER	64024.72				64024.72	Full Time
330	CUSTODIAN	54974	5123.42	915		61012.42	Full Time
330	ESP	17934.52				17934.52	Part Time
330	TEACHER	70188.78				70188.78	Full Time
330	TEACHER	69388.24				69388.24	Full Time
330	TEACHER	43099.68		2100		45199.68	Full Time
330	TEACHER	60172.48		2914		63086.48	Full Time
330	ESP	5598.18				5598.18	Part Time
330	ESP	17626.32				17626.32	Part Time
330	ESP	17954.79				17954.79	Part Time
330	TEACHER	41625.84				41625.84	Full Time
330	ESP	21869.74				21869.74	Part Time
330	TEACHER	72167.52		8901		81068.52	Full Time
330	TEACHER	72986.42		2909		75895.42	Full Time
330	LIBRARIAN/MEDIA	74104.1		660		74764.1	Full Time
330	TEACHER	75746.64				75746.64	Full Time
330	SPED TEACHER	46712.4				46712.4	Full Time
330	TEACHER	68883.78				68883.78	Full Time
330	SPED TEACHER	67074.14				67074.14	Full Time
330	ESP	20830.06		400		21230.06	Part Time
347	SUBSTITUTE	11286.4				11286.4	Temporary
347	SUBSTITUTE	847.5				847.5	Temporary
347	SUBSTITUTE	16245.12				16245.12	Temporary
347	SUBSTITUTE	7875				7875	Temporary
347	SUBSTITUTE	5689.55				5689.55	Temporary
395	SUMMER	2760				2760	Temporary
395	SUMMER	2820				2820	Temporary
395	SUMMER	2880				2880	Temporary
803	SCHOOL LUNCH	11001.49				11001.49	Part Time
803	SCHOOL LUNCH	152				152	Part Time
803	SCHOOL LUNCH	11957.64				11957.64	Part Time
803	SCHOOL LUNCH	19003.79				19003.79	Part Time
803	SCHOOL LUNCH	24388.06		550		24938.06	Part Time
803	SCHOOL LUNCH	16643.7				16643.7	Part Time
803	SCHOOL LUNCH	32267.04		700		32967.04	Full Time
313	SPED TEACHER	72959.52				72959.52	Full Time
313	FACILITATOR/COACH	81848		465.33		82313.33	Full Time
313	THERAPIST	13716.56				13716.56	Full Time
313	NURSE	76515.92				76515.92	Full Time
313	COTA/SLA	26821.22				26821.22	Part Time
315	TECHNICIAN	26307.78		75		26382.78	Full Time
315	TECHNICIAN	55275.71		750		56025.71	Full Time
315	SUPERVISOR	65769.12		300		66069.12	Full Time
315	TECHNICIAN	67204.41		850		68054.41	Full Time
340	ESP	18516.62				18516.62	Part Time
340	TEACHER	74873.54				74873.54	Full Time
340	SPED TEACHER	72702.52				72702.52	Full Time
340	TEACHER	75725.64				75725.64	Full Time
340	PRINCIPAL	43859.76		10300		54159.76	Full Time
340	TEACHER	63069.43				63069.43	Full Time
340	TEACHER	79424.68		1266		80690.68	Full Time
340	TEACHER	73794.66				73794.66	Full Time
340	TEACHER	74222.8				74222.8	Full Time
340	TEACHER	70466.78				70466.78	Full Time
340	ESP	17954.79				17954.79	Part Time
340	TEACHER	54931.78				54931.78	Full Time
340	TEACHER	70946.8		883		71829.8	Full Time
340	TEACHER	71736.39				71736.39	Full Time
340	GUIDANCE	49404.14				49404.14	Full Time
340	TEACHER	68862.78				68862.78	Full Time
340	SPED TEACHER	70832.78				70832.78	Full Time
340	RECESS MONITOR	57				57	Temporary
340	TEACHER	58064.12		246.4		58310.52	Full Time
340	CLERICAL	26162.54		8601.84		34764.38	Full Time
340	TEACHER	73221.42				73221.42	Full Time

Dept	Job Title	Regular Wages	OV-Time Wages	Special Pay	Reimburse Expense	Gross Wages	Emp Type
340	ESP	17923.61				17923.61	Part Time
340	ESP	19330.96				19330.96	Part Time
340	TEACHER	71624.56				71624.56	Full Time
340	RECESS MONITOR	4797.5				4797.5	Part Time
340	TEACHER	14157.52				14157.52	Full Time
340	PRINCIPAL	39230.76				39230.76	Full Time
340	ESP	17876.84		500		18376.84	Part Time
340	TEACHER	13014.73				13014.73	Full Time
340	ESP	18294.12				18294.12	Part Time
340	TEACHER	67053.14				67053.14	Full Time
340	ESP	16176.54				16176.54	Part Time
340	SUMMER	6219				6219	Temporary
340	TEACHER	2476.5				2476.5	Full Time
340	TEACHER	73128.52				73128.52	Full Time
340	TEACHER	41604.84				41604.84	Full Time
340	SPED TEACHER	67929.64		883		68812.64	Full Time
340	TEACHER	76495.52				76495.52	Full Time
340	TEACHER	75312.66				75312.66	Full Time
340	TEACHER	75245.48		1266		76511.48	Full Time
340	RECESS MONITOR	3249				3249	Part Time
340	GUIDANCE	77822.64				77822.64	Full Time
340	TEACHER	70551.78		883		71434.78	Full Time
340	ESP	18917.83				18917.83	Part Time
340	ESP	17696.78		500		18196.78	Part Time
340	NURSE	11670.32		8000		19670.32	Full Time
340	TEACHER	72083.52				72083.52	Full Time
340	SPED TEACHER	73626.42				73626.42	Full Time
340	TEACHER	71321.66		1266		72587.66	Full Time
340	RECESS MONITOR	388.25				388.25	Temporary
340	TEACHER	73007.42				73007.42	Full Time
340	CLERICAL	31667.43		1000		32667.43	Full Time
340	TEACHER	55190.86				55190.86	Full Time
340	CLERICAL	15199.92				15199.92	Full Time
340	SPED TEACHER	54807.86				54807.86	Full Time
340	PRINCIPAL	54892.85		300		55192.85	Full Time
340	TEACHER	71040.78				71040.78	Full Time
340	TEACHER	73203.54		1019.6		74223.14	Full Time
340	PRINCIPAL	46717.32				46717.32	Full Time
340	TEACHER	17531.28				17531.28	Part Time
340	TEACHER	51156.88				51156.88	Full Time
340	TEACHER	73007.42				73007.42	Full Time
340	TEACHER	49311.12		8000		57311.12	Full Time
347	SUBSTITUTE	150				150	Temporary
347	SUBSTITUTE	2896.42				2896.42	Temporary
347	SUBSTITUTE	4065.99				4065.99	Temporary
347	SUBSTITUTE	6847.13				6847.13	Temporary
350	TEACHER	71625.8				71625.8	Full Time
350	TEACHER	72041.52				72041.52	Full Time
350	ESP	10546.63				10546.63	Part Time
350	TEACHER	64088.72				64088.72	Full Time
350	TEACHER	70381.78				70381.78	Full Time
350	ESP	2375.38				2375.38	Part Time
350	TEACHER	45323.09		8000		53323.09	Full Time
350	TEACHER	61718.68				61718.68	Full Time
390	MAINTENANCE	26896.11				26896.11	Full Time
803	SCHOOL LUNCH	19015.82				19015.82	Part Time
803	SCHOOL LUNCH	37442.28				37442.28	Full Time
803	SCHOOL LUNCH	19015.82		700		19715.82	Part Time
803	SCHOOL LUNCH	4790.63				4790.63	Part Time
803	SCHOOL LUNCH	5346.25				5346.25	Part Time
803	CLERICAL	7607.06				7607.06	Part Time
803	SCHOOL LUNCH	3416.25				3416.25	Part Time
803	SCHOOL LUNCH	21265.36		450		21715.36	Part Time
803	SCHOOL LUNCH	28995.84	100.19			29096.03	Full Time
814	SPED TEACHER	32686.8				32686.8	Full Time

Dept	Job Title	Regular Wages	OV-Time Wages	Special Pay	Reimburse Expense	Gross Wages	Emp Type
815	ESP	17954.79		400		18354.79	Part Time
836	NURSE	35911.52				35911.52	Full Time
310	CROSSING GUARD	5925				5925	Part Time
313	SPED TEACHER	73185.54		2149		75334.54	Full Time
313	COTA/SLA	28224.55	421			28645.55	Part Time
313	COTA/SLA	31050.85		1266		32316.85	Part Time
313	SPED TEACHER	72041.52				72041.52	Full Time
340	TEACHER	70381.78				70381.78	Full Time
340	TEACHER	70125.78				70125.78	Full Time
347	SUBSTITUTE	3895				3895	Temporary
350	TEACHER	14157.52				14157.52	Full Time
350	SPED TEACHER	72188.52				72188.52	Full Time
350	TEACHER	71202.8				71202.8	Full Time
350	ESP	19533.64		400		19933.64	Part Time
350	TEACHER	67281.66		1266		68547.66	Full Time
350	ESP	21311.67				21311.67	Part Time
350	TEACHER	45597.48				45597.48	Full Time
350	ESP	16569.36		700		17269.36	Part Time
350	ESP	17420.43				17420.43	Part Time
350	GUIDANCE	72841.54				72841.54	Full Time
350	PRINCIPAL	92043		900		92943	Full Time
350	RECESS MONITOR	817				817	Part Time
350	FACILITATOR/COACH	49926.4				49926.4	Full Time
350	ESP	19471.28		500		19971.28	Part Time
350	TEACHER	48683.68		8000		56683.68	Full Time
350	ESP	7382.86				7382.86	Part Time
350	RECESS MONITOR	1213.75				1213.75	Part Time
350	SPED TEACHER	71033.8				71033.8	Full Time
350	TEACHER	70776.8				70776.8	Full Time
350	TEACHER	79078.64				79078.64	Full Time
350	TEACHER	76421.68				76421.68	Full Time
350	ESP	5487.16				5487.16	Part Time
350	TEACHER	14153.84				14153.84	Full Time
350	TEACHER	71148.78				71148.78	Full Time
350	TEACHER	15986.52				15986.52	Full Time
350	RECESS MONITOR	4579				4579	Part Time
350	SPED TEACHER	13611.36				13611.36	Full Time
350	ESP	16774.91				16774.91	Part Time
350	TEACHER	72445.52				72445.52	Full Time
350	TEACHER	44385.22				44385.22	Full Time
350	TEACHER	69139.78				69139.78	Full Time
350	TEACHER	70593.78				70593.78	Full Time
350	TEACHER	75092.66				75092.66	Full Time
350	TEACHER	45305.59				45305.59	Full Time
350	CLERICAL	42062.4				42062.4	Full Time
350	TEACHER	73380.94				73380.94	Full Time
350	TEACHER	41013.54				41013.54	Full Time
350	TEACHER	16174.72				16174.72	Full Time
350	ESP	19394.77				19394.77	Part Time
350	TEACHER	8815.48				8815.48	Full Time
350	TEACHER	37195.98				37195.98	Full Time
350	TEACHER	12848.36				12848.36	Full Time
350	TEACHER	67757.14				67757.14	Full Time
350	ESP	17993.77		400		18393.77	Part Time
350	TEACHER	74255.38				74255.38	Full Time
350	SPED TEACHER	14157.52				14157.52	Full Time
350	TEACHER	74590.26		1266		75856.26	Full Time
350	ESP	18355.21				18355.21	Part Time
350	SPED TEACHER	47257.7				47257.7	Full Time
350	ESP	20921.25		500		21421.25	Part Time
350	TEACHER	64023.34		1266		65289.34	Full Time
350	GUIDANCE	34915.28				34915.28	Full Time
350	TEACHER	73360.48				73360.48	Full Time
350	GUIDANCE	17231.04				17231.04	Full Time
350	TEACHER	31460.4				31460.4	Full Time

Dept	Job Title	Regular Wages	OV-Time Wages	Special Pay	Reimburse Expense	Gross Wages	Emp Type
350	NURSE	18445.76				18445.76	Full Time
350	TEACHER	68406.66				68406.66	Full Time
350	SPED TEACHER	61992.48				61992.48	Full Time
350	TEACHER	13769.88				13769.88	Full Time
350	TEACHER	71587.78				71587.78	Full Time
350	CLERICAL	12043.42				12043.42	Full Time
350	SPED TEACHER	31272				31272	Full Time
350	TEACHER	69492.14		1266		70758.14	Full Time
350	PRINCIPAL	42690.44		300		42990.44	Full Time
350	TEACHER	67074.14				67074.14	Full Time
350	TEACHER	13748.88				13748.88	Full Time
350	PRINCIPAL	36923.16				36923.16	Full Time
350	TEACHER	52734.56				52734.56	Full Time
350	TEACHER	80779.68				80779.68	Full Time
350	TEACHER	5130.88				5130.88	Part Time
350	TEACHER	74813.8				74813.8	Full Time
350	TEACHER	65585.28				65585.28	Full Time
350	TEACHER	14262.52				14262.52	Full Time
350	TEACHER	69641.8				69641.8	Full Time
390	TEACHER	74827.82				74827.82	Full Time
803	SCHOOL LUNCH	19036.13		400		19436.13	Part Time
803	SCHOOL LUNCH	27808.93		550		28358.93	Full Time
803	SCHOOL LUNCH	21265.88		750		22015.88	Part Time
803	SCHOOL LUNCH	20181.37		500		20681.37	Part Time
803	SCHOOL LUNCH	12418.57				12418.57	Part Time
803	SCHOOL LUNCH	8281.8		6700		14981.8	Part Time
803	SCHOOL LUNCH	17706.72		6000		23706.72	Full Time
803	SCHOOL LUNCH	19012.05		400		19412.05	Part Time
814	SPED TEACHER	73327.68				73327.68	Full Time
814	FACILITATOR/COACH	73153				73153	Full Time
815	ESP	19471.28		400		19871.28	Part Time
815	ESP	19267.57				19267.57	Part Time
815	ESP	17869.04		400		18269.04	Part Time
313	THERAPIST	51554.1				51554.1	Full Time
313	COTA/SLA	26800.42				26800.42	Part Time
313	FACILITATOR/COACH	42892.14		300		43192.14	Part Time
313	TEACHER	13664.88				13664.88	Full Time
313	COTA/SLA	5362.24				5362.24	Part Time
313	SPED TEACHER	50205.42				50205.42	Full Time
313	COTA/SLA	31321.3				31321.3	Part Time
340	SUPERVISOR	104960		600		105560	Full Time
347	SUBSTITUTE	2263.21				2263.21	Temporary
347	SUBSTITUTE	7042.8				7042.8	Temporary
347	SUBSTITUTE	5108.56				5108.56	Temporary
370	ESP	17962.59		1666		19628.59	Part Time
370	SPED TEACHER	16282.72				16282.72	Full Time
370	TEACHER	72062.52				72062.52	Full Time
370	TEACHER	71096.8				71096.8	Full Time
370	ESP	16933.65		400		17333.65	Part Time
370	ESP	18009.36		400		18409.36	Part Time
370	TEACHER	74367.66				74367.66	Full Time
370	TEACHER	72041.52				72041.52	Full Time
370	CLERICAL	33238.86				33238.86	Full Time
370	TEACHER	54807.86				54807.86	Full Time
370	GUIDANCE	14632				14632	Full Time
370	ESP	6842.22				6842.22	Part Time
370	TEACHER	65479.28				65479.28	Full Time
370	ESP	18009.36		700		18709.36	Part Time
370	TEACHER	75704.64				75704.64	Full Time
370	NURSE	69641.52				69641.52	Full Time
370	ESP	18711				18711	Part Time
370	ESP	6042.48				6042.48	Part Time
370	ESP	20133.55				20133.55	Part Time
370	TEACHER	75788.64				75788.64	Full Time
370	ESP	16123.68		500		16623.68	Part Time

Dept	Job Title	Regular Wages	OV-Time Wages	Special Pay	Reimburse Expense	Gross Wages	Emp Type
370	PRINCIPAL	94845.5		300		95145.5	Full Time
370	TEACHER	50498.52				50498.52	Full Time
370	ESP	17869.05		400		18269.05	Part Time
370	RECESS MONITOR	3327				3327	Part Time
370	RECESS MONITOR	2489				2489	Part Time
370	ESP	16263.99		400		16663.99	Part Time
370	ESP	26865.69		400		27265.69	Part Time
370	TEACHER	16864.04				16864.04	Full Time
370	TEACHER	43663.74				43663.74	Part Time
370	TEACHER	38623.19				38623.19	Full Time
370	TEACHER	72925.54				72925.54	Full Time
370	ESP	18009.36		500		18509.36	Part Time
370	CLERICAL	18081.91		10700		28781.91	Part Time
370	TEACHER	68904.78				68904.78	Full Time
370	GUIDANCE	19542.02				19542.02	Part Time
370	TEACHER	20005.28				20005.28	Full Time
370	TEACHER	73327.42		1266		74593.42	Full Time
370	TEACHER	75167.68		883		76050.68	Full Time
370	CUSTODIAN	52311.77	3742.04	900		56953.81	Full Time
370	ESP	17779.4				17779.4	Part Time
370	ESP	10837.93				10837.93	Part Time
370	TEACHER	19442.08				19442.08	Full Time
370	CUSTODIAN	54974	5216.63	880		61070.63	Full Time
370	SPED TEACHER	76120.52				76120.52	Full Time
370	ESP	18942.87				18942.87	Part Time
370	ESP	15795.88				15795.88	Part Time
370	TEACHER	74570.36				74570.36	Full Time
803	SCHOOL LUNCH	3498				3498	Temporary
803	SCHOOL LUNCH	17134.61		700		17834.61	Part Time
814	SPED TEACHER	78632.64				78632.64	Full Time
814	SPED TEACHER	43242.15				43242.15	Part Time
814	TEACHER	73095.52				73095.52	Full Time
814	SUMMER	828				828	Temporary
814	SUMMER	576				576	Temporary
814	SUMMER	1228.2				1228.2	Temporary
814	SUMMER	144				144	Temporary
814	SUMMER	1208.18				1208.18	Temporary
814	SUMMER	864				864	Temporary
814	SUMMER	720				720	Temporary
814	SUMMER	864.2				864.2	Temporary
814	SUMMER	1281.6				1281.6	Temporary
814	SUMMER	594				594	Temporary
814	SUMMER	1014.6				1014.6	Temporary
814	SUMMER	828				828	Temporary
814	SUMMER	828				828	Temporary
840	EVENING SCHOOL	2700				2700	Temporary
840	EVENING SCHOOL	18141.12				18141.12	Full Time
840	EVENING SCHOOL	9944				9944	Temporary
840	EVENING SCHOOL	4245				4245	Temporary
840	EVENING SCHOOL	4917				4917	Temporary
840	EVENING SCHOOL	3388				3388	Temporary
840	EVENING SCHOOL	4862				4862	Temporary
840	EVENING SCHOOL	4136				4136	Temporary
840	EVENING SCHOOL	1584				1584	Temporary
840	EVENING SCHOOL	4686				4686	Temporary

Dept	Job Title	Regular Wages	OV-Time Wages	Special Pay	Reimburse Expense	Gross Wages	Emp Type
111	NIGHT BOARD SECRETARY	4289.22				4289.22	Part Time
123	TOWN MANAGER	148811.62				148811.62	Full Time
151	TOWN COUNSEL	60000				60000	Part Time
175	PLANNING CONST ADMIN	58484.1				58484.1	Full Time
210	E911 COORDINATOR	11506.63				11506.63	Part Time
210	SPEC SEASONAL OFFICER	3384	60				Temporary
210	POLICE OFFICER	34232.81	2747.95			36980.76	Full Time
210	POLICE OFFICER	38223.06	1257.54			39480.6	Full Time
210	POLICE OFFICER	70886.45	21768.79			92655.24	Full Time
210	CLERK	35042.4	670			35712.4	Full Time
210	POLICE OFFICER	84584.59	3970.51			88555.1	Full Time
220	FIRE CHIEF	113092.26				113092.26	Full Time
220	FIRE FIGHTER	62311.93	3855.92			66167.85	Full Time
244	SEALERS OF WEIGHTS	5751.96				5751.96	Part Time
292	ANIMAL CONTROL OFFICER	42483.7				42483.7	Part Time
299	CALL & FOREST FIRE	255.7				255.7	Temporary
299	CALL & FOREST FIRE	374.55				374.55	Part Time
299	CALL & FOREST FIRE	250.83				250.83	Part Time
299	CALL & FOREST FIRE	843.77				843.77	Part Time
299	CALL & FOREST FIRE	755.64				755.64	Temporary
299	FIRE FIGHTER	100.5				100.5	Part Time
299	CALL & FOREST FIRE	101.9				101.9	Part Time
299	CALL & FOREST FIRE	218.85				218.85	Part Time
422	DEPT. OF PUBLIC WORKS	42181.15	3058.7			45239.85	Full Time
422	DEPT. OF PUBLIC WORKS	46682.09	2898.06			47580.15	Full Time
422	DEPT. OF PUBLIC WORKS	426.14				426.14	Full Time
422	DEPT. OF PUBLIC WORKS	42826.54	4352.39			47178.93	Full Time
422	DEPT. OF PUBLIC WORKS	52133.85	2497.1			54630.95	Full Time
541	COA EMPLOYEE	22031.27				22031.27	Temporary
541	COA EMPLOYEE	13241.21	26.04			13267.25	Part Time
541	COA EMPLOYEE	1858.95				1858.95	Part Time
541	COA EMPLOYEE	16525.49				16525.49	Part Time
610	LIBRARY WORKER	33185.94				33185.94	Part Time
650	PARK DEPT. WORKER	3795				3795	Temporary
650	PARK DEPT. WORKER	10224				10224	Temporary
650	PARK DEPT. WORKER	10224				10224	Temporary
541	ADMINISTRATIVE ASSIST.	20580.87				20580.87	Part Time
809	SPECIAL POLICE OFFICER	304				304	Temporary
809	SPECIAL POLICE OFFICER	456				456	Temporary
809	SPECIAL POLICE OFFICER	608				608	Temporary
809	SPECIAL POLICE OFFICER	1265				1265	Temporary
809	SPECIAL POLICE OFFICER	1850				1850	Temporary
809	SPECIAL POLICE OFFICER	1634				1634	Temporary
809	SPECIAL POLICE OFFICER	418				418	Temporary
809	SPECIAL POLICE OFFICER	808				808	Temporary
809	SPECIAL POLICE OFFICER	152				152	Temporary
809	SPECIAL POLICE OFFICER	1482				1482	Temporary
809	SPECIAL POLICE OFFICER	14492	228			14720	Temporary
809	SPECIAL POLICE OFFICER	10702				10702	Temporary
809	SPECIAL POLICE OFFICER	304				304	Temporary
809	SPECIAL POLICE OFFICER	5700				5700	Temporary
809	SPECIAL POLICE OFFICER	1196				1196	Temporary
809	SPECIAL POLICE OFFICER	2610				2610	Temporary
809	SPECIAL POLICE OFFICER	3959				3959	Temporary
809	SPECIAL POLICE OFFICER	304				304	Temporary
809	SPECIAL POLICE OFFICER	3214				3214	Part Time
809	SPECIAL POLICE OFFICER	1356				1356	Part Time
809	SPECIAL POLICE OFFICER	4591.25				4591.25	Temporary
809	SPECIAL POLICE OFFICER	3913.5				3913.5	Temporary
809	SPECIAL POLICE OFFICER	26124	320			26444	Part Time
809	SPECIAL POLICE OFFICER	10338				10338	Part Time
809	SPECIAL POLICE OFFICER	7248				7248	Part Time
440	DEPT. OF PUBLIC WORKS	50532.56	5730.37			56262.93	Full Time
460	G & E EMPLOYEE	4100	120			4220	Temporary
461	G & E EMPLOYEE	14478.25	369.76			14848.01	Temporary
461	G & E EMPLOYEE	49929.33	7034.01			56963.34	Full Time
462	G & E EMPLOYEE	85759.38	14917.45			100676.83	Full Time
462	G & E EMPLOYEE	93087.46	17036.3			110123.76	Full Time
462	G & E EMPLOYEE	46934.25	3339.95			50274.2	Full Time
462	G & E EMPLOYEE	88798.46	9008.38			97806.84	Full Time
122	SELECTMENS SECRETARY	52455.53				52455.53	Full Time
123	ASST TO TOWN MANAGER	48952				48952	Full Time
161	TOWN CLERK	72070.33				72070.33	Full Time
135	TOWN ACCOUNTANT	79163.72				79163.72	Full Time
135	SENIOR CLERK	43941.37				43941.37	Full Time
141	SENIOR CLERK	46447.69				46447.69	Full Time
141	ASSESSOR/APPRaiser	90330.7				90330.7	Full Time
141	CLERK	27989.29				27989.29	Full Time
141	CLERK	33227.66				33227.66	Full Time
141	JUNIOR CLERK	42588.62				42588.62	Full Time
145	CLERK	33171.45				33171.45	Full Time
450	JUNIOR CLERK	40127.27	321.9			40449.17	Full Time
145	SENIOR CLERK	46447.69	112.02			46559.71	Full Time
145	JUNIOR CLERK	37941.65				37941.65	Full Time

Dept	Job Title	Regular Wages	OV-Time Wages	Special Pay	Reimburse Expense	Gross Wages	Emp Type
145	TREASURER/COLLECTOR	93372.58				93372.58	Full Time
145	ASST TREASURER/COLLECT	72477.7				72477.7	Full Time
145	JUNIOR CLERK	41813.84				41813.84	Full Time
145	SENIOR CLERK	44148.37				44148.37	Full Time
145	CLERK	27956.45				27956.45	Full Time
155	IT DIRECTOR	94610.77				94610.77	Full Time
155	IT ADMINISTRATOR	68615.43				68615.43	Full Time
155	SKILLED SERVICES	12415.84				12415.84	Full Time
152	CABLE ACCESS ADMIN	7327.75				7327.75	Full Time
161	SENIOR CLERK	29516.55	403.62			29920.17	Temporary
161	ASSISTANT TO TOWN CLERK	38808.36	1731.74			40540.1	Full Time
171	SENIOR CLERK	44458.14				44458.14	Full Time
171	CONSERVATION AGENT	72703.01				72703.01	Full Time
175	NIGHT BOARD SECRETARY	1420.39				1420.39	Part Time
175	TOWN PLANNER	89555.7				89555.7	Full Time
175	SENIOR CLERK	35350.42				35350.42	Full Time
176	SENIOR CLERK	35363.93				35363.93	Full Time
193	CUSTODIAN	12037.86				12037.86	Part Time
210	POLICE OFFICER	75413.85	13441.42			88855.27	Full Time
210	POLICE LIEUTENANTS	122407.88	21725.85			144133.73	Full Time
210	STUDENT POLICE OFFICER	14887.32				14887.32	Full Time
210	POLICE SERGEANTS	100584.97	25103.12			125688.09	Full Time
210	POLICE OFFICER	72183.11	6265.84			78448.95	Full Time
210	POLICE OFFICER	100463.56	1468.56			101932.12	Full Time
210	POLICE OFFICER	5682.34				5682.34	Full Time
210	POLICE OFFICER	5032.07				5032.07	Full Time
210	POLICE OFFICER	45881.27	5142.17			51023.44	Full Time
210	POLICE OFFICER	64952.11	14316.5			79268.61	Full Time
210	POLICE OFFICER	79245.22	14218.38			93463.6	Full Time
210	POLICE OFFICER	76545.43	28849.84			105395.27	Full Time
210	POLICE OFFICER	71946.65	12783.31			84729.96	Full Time
210	POLICE SERGEANTS	95353.04	3059.18			96592.22	Full Time
210	POLICE CHIEF	126191.97				126191.97	Full Time
210	POLICE SERGEANTS	87703.71	6569.07			94272.78	Full Time
210	POLICE OFFICER	59894.06	3757.61			63651.67	Full Time
210	SENIOR CLERK	46447.69	192.2			46639.89	Full Time
210	POLICE OFFICER	73383	15024.86			88407.86	Full Time
210	CUSTODIAN	46538.63				46538.63	Full Time
210	ADMINISTRATIVE ASSIST.	66440.42				66440.42	Full Time
210	POLICE DETECTIVES	67777.83	10618.51			78396.34	Full Time
210	POLICE OFFICER	72983.25	9116.94			82100.19	Full Time
210	POLICE OFFICER	48595.4	12971.85			61567.25	Full Time
210	POLICE OFFICER	77972.97	3572.73			81545.7	Full Time
210	POLICE SERGEANTS	84370.86	2093.68			86464.54	Full Time
210	POLICE LIEUTENANTS	129877.53	27030.4			156907.93	Full Time
210	POLICE OFFICER	73998.14	9080.33			83078.47	Full Time
210	POLICE OFFICER	71639.32	9654.65			81293.97	Full Time
210	POLICE SERGEANTS	114393.98	10184.55			124578.53	Full Time
210	POLICE DETECTIVES	77923.73	14791.93			92715.66	Full Time
210	POLICE OFFICER	84723.24	5165.27			89888.51	Full Time
210	POLICE SERGEANTS	104116.2	25568.98			129685.18	Full Time
210	POLICE SERGEANTS	89203.79	9326.59			98530.38	Full Time
210	POLICE OFFICER	8432.84	683.1			9115.94	Full Time
210	POLICE DETECTIVES	61051.49	7156.83			68208.32	Full Time
210	POLICE OFFICER	73976.88	9804.28			83781.16	Full Time
210	POLICE OFFICER	84559.84	9202.01			93761.85	Full Time
210	POLICE OFFICER	64116.75	5099.74			69216.49	Full Time
210	POLICE OFFICER	76892.93	31977.44			108870.37	Full Time
210	POLICE SERGEANTS	96489.44	2211.44			98700.88	Full Time
809	SPECIAL POLICE OFFICER	34474				34474	Temporary
809	SPECIAL POLICE OFFICER	31002				31002	Temporary
809	SPECIAL POLICE OFFICER	24156				24156	Temporary
809	SPECIAL POLICE OFFICER	6370				6370	Temporary
809	SPECIAL POLICE OFFICER	17990				17990	Temporary
220	FIRE FIGHTER	55202.99	1847.01			57050	Full Time
220	FIRE FIGHTER	58060.57	5807.35			63867.92	Full Time
220	FIRE FIGHTER	59885.98	3067.97			62953.95	Full Time
220	FIRE LIEUTENANTS	41224.74	788.27			42013.01	Full Time
220	FIRE FIGHTER	60927.06	3931.23			64858.29	Full Time
220	FIRE CAPTAINS	97038.47	3960.17			100998.64	Full Time
220	FIRE CAPTAINS	103068.89	14741.89			117810.78	Full Time
220	FIRE FIGHTER	58762.23	5648.47			64410.7	Full Time
220	FIRE FIGHTER	51677.58	6365.8			58043.38	Full Time
220	FIRE FIGHTER	61162.77	3934.27			65097.04	Full Time
220	FIRE FIGHTER	62864.76	3448.61			66313.37	Full Time
220	FIRE FIGHTER	69268.32	6507.43			75775.75	Full Time
220	FIRE LIEUTENANTS	75117.22	7672.99			82790.21	Full Time
220	FIRE FIGHTER	59153.69	2444.64			61598.33	Full Time
220	FIRE CAPTAINS	86597.53	2941.96			89539.49	Full Time
220	FIRE FIGHTER	66519.39	5870.23			72389.62	Full Time
220	ADMINISTRATIVE ASSIST.	66628.75				66628.75	Full Time
220	FIRE FIGHTER	54882.87	5655.54			60538.41	Full Time
220	FIRE FIGHTER	62059.43	6043.04			68102.47	Full Time
220	FIRE FIGHTER	59810.7	3850.97			63661.67	Full Time

Dept	Job Title	Regular Wages	OV-Time Wages	Special Pay	Reimburse Expense	Gross Wages	Emp Type
220	FIRE CAPTAINS	110002	10427.78			120429.78	Full Time
220	FIRE FIGHTER	61074.2	3233.8			64308	Full Time
220	FIRE FIGHTER	31202.51	752.79			31955.3	Full Time
220	FIRE LIEUTENANTS	65729.76	12160.16			77889.92	Full Time
220	FIRE LIEUTENANTS	79923.39	7146.7			87070.09	Full Time
220	FIRE FIGHTER	52081.03	2825.72			54906.75	Full Time
220	FIRE CAPTAINS	92093.15	6098.17			98191.32	Full Time
220	FIRE FIGHTER	57075.09	1389.77			58464.86	Full Time
220	FIRE FIGHTER	61221.76	2212.28			63434.04	Full Time
220	FIRE LIEUTENANTS	79321.82	8328.43			87650.25	Full Time
241	SENIOR CLERK	46447.69	8946.51			55394.2	Full Time
161	CLERK	17560.04				17560.04	Part Time
241	PLUMING/GAS INSPECTOR	64949.26				64949.26	Full Time
241	WIRING INSPECTOR	68640.43				68640.43	Full Time
241	BUILDING INSPECTOR	89231.32				89231.32	Full Time
292	ANIMAL CONTROL OFFICER	2700				2700	Temporary
292	ANIMAL CONTROL OFFICER	64128.47				64128.47	Full Time
299	CALL & FOREST FIRE	449.29				449.29	Temporary
299	CALL & FOREST FIRE	360.24				360.24	Temporary
299	CALL & FOREST FIRE	776.88				776.88	Temporary
299	CALL & FOREST FIRE	309.24				309.24	Temporary
299	CALL & FOREST FIRE	334.74				334.74	Temporary
299	CALL & FOREST FIRE	434.86				434.86	Temporary
299	CALL & FOREST FIRE	301.38				301.38	Temporary
299	CALL & FOREST FIRE	443.84				443.84	Temporary
299	CALL & FOREST FIRE	144.54				144.54	Temporary
299	CALL & FOREST FIRE	431.42				431.42	Temporary
422	DPW DIRECTOR	92653.73				92653.73	Full Time
422	DEPT. OF PUBLIC WORKS	56341.05	5474.61			61815.66	Full Time
422	DEPT. OF PUBLIC WORKS	55216.08	5839.49			61055.57	Full Time
422	DEPT. OF PUBLIC WORKS	54864.43	4688.93			59553.36	Full Time
422	DEPT. OF PUBLIC WORKS	58196.9	5101.68			63298.58	Full Time
422	SENIOR CLERK	46447.69	448.1			46895.79	Full Time
422	DEPT. OF PUBLIC WORKS	8544.58				8544.58	Full Time
422	DEPT. OF PUBLIC WORKS	26772.23	1022.76			27794.99	Full Time
422	DEPT. OF PUBLIC WORKS	42418.93	2004.1			44423.03	Full Time
422	DEPT. OF PUBLIC WORKS	44745.33	3367.73			48113.06	Full Time
422	DEPT. OF PUBLIC WORKS	39149.58	4402.63			43552.21	Full Time
450	DEPT. OF PUBLIC WORKS	49130.36	4501.59			53631.95	Full Time
450	DEPT. OF PUBLIC WORKS	50338.44	4412.84			54751.28	Full Time
433	DEPT. OF PUBLIC WORKS	10226.76	970.18			11196.94	Full Time
433	DEPT. OF PUBLIC WORKS	37168.09	2665.23			39833.32	Full Time
433	DEPT. OF PUBLIC WORKS	10798.56	703.03			11501.59	Temporary
433	DEPT. OF PUBLIC WORKS	12814.77				12814.77	Part Time
433	DEPT. OF PUBLIC WORKS	12958.35				12958.35	Full Time
433	DEPT. OF PUBLIC WORKS	44745.33	575.3			45320.63	Full Time
433	DEPT. OF PUBLIC WORKS	18297.56	1082.66			19380.22	Full Time
440	DEPT. OF PUBLIC WORKS	78345.84	115.23			78461.07	Full Time
440	DEPT. OF PUBLIC WORKS	50386.46	5859.46			56245.92	Full Time
440	DEPT. OF PUBLIC WORKS	46975.04	4150.65			51125.69	Full Time
440	DEPT. OF PUBLIC WORKS	61334.89	5866.76			67201.65	Full Time
440	DEPT. OF PUBLIC WORKS	45980.83	4505.99			50486.82	Full Time
450	DEPT. OF PUBLIC WORKS	100.24				100.24	Full Time
450	DEPT. OF PUBLIC WORKS	53317.6	14789.65			68107.25	Full Time
450	SENIOR CLERK	46447.69	2495.28			48942.97	Full Time
450	DEPT. OF PUBLIC WORKS	59374.74	22962.03			82336.77	Full Time
450	DEPT. OF PUBLIC WORKS	41089.12	3825.43			44914.55	Full Time
450	DEPT. OF PUBLIC WORKS	52935.66	14002.42			66938.08	Full Time
450	WATER SUPERINTENDENT	81018.88				81018.88	Full Time
450	DEPT. OF PUBLIC WORKS	51557.88	3751.07			55308.95	Full Time
450	WATER DISTRIB FOREMAN	53339.85	7288.67			60628.52	Full Time
460	G&E ACCOUNTING MANAGER	103679.02				103679.02	Full Time
460	INTERIM G&E GEN MANAGER	132390.35				132390.35	Full Time
460	G & E EMPLOYEE	19219.15				19219.15	Full Time
460	G & E EMPLOYEE	6955.5				6955.5	Temporary
460	G & E GENERAL MANAGER	344673.69				344673.69	Full Time
460	G & E EMPLOYEE	4238				4238	Temporary
460	G & E EMPLOYEE	52180.08	5320.4			57500.48	Full Time
460	G & E EMPLOYEE	52433.06	4063.76			56496.82	Full Time
460	G & E EMPLOYEE	58249	29785.06			88034.06	Full Time
460	G & E EMPLOYEE	57901.23	4131.49			62032.72	Full Time
460	G & E EMPLOYEE	52155.86	3022.61			55178.47	Full Time
460	G & E EMPLOYEE	37944.15	1800.26			39744.41	Full Time
460	G & E EMPLOYEE	19165.93	859.69			20025.62	Full Time
460	PUBLIC COMM MANAGER	109708.24				109708.24	Full Time
460	G & E EMPLOYEE	2070	30			2100	Temporary
460	G & E EMPLOYEE	65938.34				65938.34	Full Time
461	G & E EMPLOYEE	79142.35	6298.03			85440.38	Full Time
461	G & E EMPLOYEE	75151.62	12219.09			87370.71	Full Time
461	G & E EMPLOYEE	59210.58	5064.6			64275.18	Full Time
461	G & E EMPLOYEE	35133.42	63.23			35196.65	Part Time
461	G & E EMPLOYEE	17432.48				17432.48	Part Time
461	G & E EMPLOYEE	72587.31	7405.76			79993.07	Full Time
461	G & E EMPLOYEE	83024.53	5872.11			88896.64	Full Time

Dept	Job Title	Regular Wages	OV-Time Wages	Special Pay	Reimburse Expense	Gross Wages	Emp Type
461	GAS DEPARTMENT MANAGER	153715.24				153715.24	Full Time
461	G & E EMPLOYEE	82088.12	4425.9			86514.02	Full Time
461	G & E EMPLOYEE	61188.32	195.08			61383.4	Full Time
461	G & E EMPLOYEE	103245.65				103245.65	Full Time
461	G & E EMPLOYEE	106254.45	18037.67			124292.12	Full Time
461	G & E EMPLOYEE	107554.95	21388.53			128943.48	Full Time
462	G & E EMPLOYEE	29571.05	1620.33			31191.38	Full Time
462	G & E EMPLOYEE	62141.2	4129.18			66270.38	Full Time
462	G & E EMPLOYEE	68296.4	13398.56			81694.96	Full Time
462	G & E EMPLOYEE	93393.94	16221.16			109615.1	Full Time
462	G & E EMPLOYEE	56420	284.97			56704.97	Full Time
462	G & E EMPLOYEE	42822	624.49			43446.49	Full Time
462	G & E EMPLOYEE	19896.55	976.5			20873.05	Full Time
462	G & E EMPLOYEE	56816.24	12713.6			69529.84	Full Time
462	G & E EMPLOYEE	64144.76	10272.36			74417.12	Full Time
462	G & E EMPLOYEE	101029.79	13659.29			114689.08	Full Time
462	G & E EMPLOYEE	64272.28	19989.01			84261.29	Full Time
462	G & E EMPLOYEE	66031.4	8873.84			74905.24	Full Time
462	G & E EMPLOYEE	65928.76	8268.53			74197.29	Full Time
462	G & E EMPLOYEE	121927.24	1379.36			123306.6	Full Time
462	G & E EMPLOYEE	102425.12	18298.6			120723.72	Full Time
462	G & E EMPLOYEE	57474.4	1363.8			58838.2	Full Time
462	G & E EMPLOYEE	5104				5104	Temporary
462	G & E EMPLOYEE	100972.44	13039.86			114012.3	Full Time
462	G & E EMPLOYEE	92486.52	15422.2			107908.72	Full Time
462	G & E EMPLOYEE	101640.99	18474.88			120115.87	Full Time
462	G & E EMPLOYEE	60759.92	3375.02			64134.94	Full Time
462	G & E EMPLOYEE	106316.18	15700.47			122016.65	Full Time
462	G & E EMPLOYEE	69594.24	12451.84			82048.08	Full Time
462	G & E EMPLOYEE	18385.78	532.85			18918.63	Full Time
462	ELECTRIC DEPT MANAGER	149598.36				149598.36	Full Time
521	HEALTH DEPT. NURSE	27419.39				27419.39	Part Time
521	SENIOR CLERK	39969.19	713.44			40682.63	Full Time
521	HEALTH INSPECTOR ASST.	68490.43				68490.43	Full Time
521	HEALTH OFFICER	89355.7				89355.7	Full Time
521	HEALTH DEPT. NURSE	48133.87				48133.87	Full Time
531	SUPPORT SERVICES	28050.75				28050.75	Full Time
541	COA EMPLOYEE	33223.41	444.25			33667.66	Part Time
541	COA EMPLOYEE	21216.83	106.67			21323.5	Part Time
541	SHINE REGIONAL DIRECTOR	37251.45				37251.45	Full Time
541	ADMINISTRATIVE ASSIST.	66603.75	591.38			67195.13	Full Time
541	COA EMPLOYEE	10410.34	205.9			10616.24	Part Time
541	COA EMPLOYEE	12133.07	77.28			12210.35	Part Time
541	COA EMPLOYEE	25591.49	6			25597.49	Part Time
541	COA EMPLOYEE	14401.25	240.76			14642.01	Part Time
541	COA EMPLOYEE	23176.08	184.73			23360.81	Part Time
541	COA EMPLOYEE	10522.63	420.25			10942.88	Part Time
541	COA EMPLOYEE	38816.81	2011.14			40827.95	Full Time
541	COA EMPLOYEE	18264.92	1051.68			19316.6	Part Time
541	COA EMPLOYEE	6068.68	57.12			6125.8	Temporary
541	C.O.A. DIRECTOR	78187.43				78187.43	Full Time
541	COA EMPLOYEE	23194.19	138.03			23332.22	Part Time
541	CUSTODIAN	30985.78	485.25			31471.03	Part Time
541	COA EMPLOYEE	20046.5	612.58			20659.08	Part Time
541	COA EMPLOYEE	3237				3237	Temporary
543	VETERANS AGENT	50595.44				50595.44	Full Time
550	ADMINISTRATIVE ASSIST.	43004				43004	Part Time
610	LIBRARY DIRECTOR	80229.83				80229.83	Full Time
610	CUSTODIAN	39194.02	676.78			39870.8	Part Time
610	ADMINISTRATIVE ASSIST.	59982.56	89.65			60072.21	Full Time
610	LIBRARY WORKER	13354.45				13354.45	Part Time
610	LIBRARY WORKER	3837.44				3837.44	Part Time
610	LIBRARY WORKER	1658.54				1658.54	Part Time
610	LIBRARY WORKER	18659.08				18659.08	Part Time
610	LIBRARY WORKER	37389.47				37389.47	Part Time
610	LIBRARY WORKER	58184.92				58184.92	Full Time
610	LIBRARY WORKER	16622.58				16622.58	Part Time
610	LIBRARY WORKER	38073.37				38073.37	Part Time
610	LIBRARY WORKER	25994.03				25994.03	Part Time
610	LIBRARY WORKER	26038.8				26038.8	Part Time
610	LIBRARY WORKER	3178.68				3178.68	Part Time
650	PARK-ALL YEAR	5224.5				5224.5	Part Time
650	PARK-ALL YEAR	60383.87				60383.87	Full Time
650	PARK DEPT. WORKER	2959				2959	Temporary
650	PARK DEPT. WORKER	4012.5				4012.5	Temporary
650	PARK-ALL YEAR	46638.63				46638.63	Full Time
650	PARK DEPT. WORKER	2448				2448	Temporary
650	PARK-ALL YEAR	46638.63				46638.63	Full Time
650	PARK DEPT. WORKER	1533.03				1533.03	Temporary
650	PARK DEPT. WORKER	4050				4050	Temporary
809	SPECIAL POLICE OFFICER	2408				2408	Temporary
809	SPECIAL POLICE OFFICER	608				608	Temporary
809	SPECIAL POLICE OFFICER	152				152	Temporary
809	SPECIAL POLICE OFFICER	304				304	Temporary

Dept	Job Title	Regular Wages	OV-Time Wages	Special Pay	Reimburse Expense	Gross Wages	Emp Type
809	SPECIAL POLICE OFFICER	304				304	Temporary
809	SPECIAL POLICE OFFICER	304				304	Temporary
809	SPECIAL POLICE OFFICER	152				152	Temporary
809	SPECIAL POLICE OFFICER	152				152	Temporary
809	SPECIAL POLICE OFFICER	9158	171			9329	Temporary
809	SPECIAL POLICE OFFICER	1216				1216	Temporary
809	SPECIAL POLICE OFFICER	304				304	Temporary
809	SPECIAL POLICE OFFICER	304				304	Temporary
809	SPECIAL POLICE OFFICER	608				608	Temporary
809	SPECIAL POLICE OFFICER	722				722	Temporary
809	SPECIAL POLICE OFFICER	238				238	Temporary
809	SPECIAL POLICE OFFICER	912				912	Temporary
809	SPECIAL POLICE OFFICER	152				152	Temporary
809	SPECIAL POLICE OFFICER	1944				1944	Temporary
809	SPECIAL POLICE OFFICER	1026				1026	Temporary
809	SPECIAL POLICE OFFICER	1068				1068	Temporary
809	SPECIAL POLICE OFFICER	1270				1270	Temporary
809	SPECIAL POLICE OFFICER	456				456	Temporary
809	SPECIAL POLICE OFFICER	152				152	Temporary
809	SPECIAL POLICE OFFICER	152				152	Temporary
809	SPECIAL POLICE OFFICER	312				312	Temporary
809	SPECIAL POLICE OFFICER	160				160	Temporary
809	SPECIAL POLICE OFFICER	308				308	Temporary

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